

C. Did you present the facts relating to your complaint in the state prison grievance procedure?

Yes _____ No _____

1. If your answer is yes, what was the result?

2. If your answer is no, explain.

D. Statement of Claim:

State here briefly the facts of your case. Describe how each defendant is involved. Include also the names of other persons involved, dates and places. Do not give any legal arguments or cite any cases or statutes. If you intend to allege a number of different claims, number and set forth each claim in a separate paragraph. Use as much space as you need; attach extra pages if necessary.

Claim #1:

Supporting FACTS (tell your story briefly without citing cases or law):

See Exhibit C

Claim #2:

Supporting FACTS (tell your story briefly without citing cases or law):

America Countries.

4. As a result of Various Contacts and moves by the Administration, State Department, to resolve Mr. Vesco's legal problems between Nov. 1976 and July 1978, information was obtain by the F.B.I. of a deal with the administration of James Earl Carter.
5. As a result of that investigation by the F.B.I. and Jack Anderson a Grand Jury was convened in Washington, D.C. to investigate Various Criminal Charges against Various individuals in the administration of James Earl Carter, later the Department of Justice Members.
6. That on or about the 10th day of July, 1978, plaintiff leak the Carter-Vesco relationships to the Atlanta Constitution.
7. On July 21, 1978, the day the story broke concerning the Carter-Vesco relationships, plaintiff was indicted on Case 78-10-ALB with two other co-defendants.
8. That the timely orchestration of indictment of Case 78-10-ALB in United States District Court by the Justice Department acting through Defendant Maurer and Wilson, was intended to restrain and harass this plaintiff from exposing the factual scenarios surrounding the Carter-Vesco relationships.
9. Judge William Owens and defendant Wilson perverted the bail system in Case 78-10-ALB into a tool harassment, to restrain this plaintiff from exposing allegations of Corruption within the Carter Administration.
 - A. On July 21, 1981, plaintiff was indicted on Case 78-10-ALB
 - B. On August 6, 1978, plaintiff was arrested and bond was

set at \$100,000.00.

C. On August 7, 1978, after defendant Maurer and Wilson found out from plaintiff his willingness to talk to Jack Anderson about the Carter-Vesco relationship, Judge Owens denied this plaintiff's bond and set a hearing on Aug. 9, 1978.

D. Between Aug 7th and 9th 1978, Spencer Lee, friend of President Carter and others, stated that said bond would be raised to \$500,000, because of plaintiff's persistency in exposing the Carter-Vesco relationship.

E. On or about the 18th day of Aug. 1978, said bond was in fact raised by Judge Owens to \$500,000.00.

These orchestrated moves by the defendant Wilson and others was to further the restrain against this plaintiff with the sole intent to obstruct the factual scenarios outline herein by discrediting, harassing and obstruct his testimony.

10. That respectfully the bond of this plaintiff's Co-defendants in Federal Case 78-10-ALB was set at \$50,000.00 and \$10,000.00 despite one of the Co-defendants had much more extensive involvement.

11. That said bond was permitted, after this plaintiff agreed to turn over to Jack Anderson, documents pertaining to the factual situation outline herein.

12. That the Department of Justice and others, with intent tried to circumvent this plaintiff's contact with the press and Jack Andersons.

13. That the various orchestrated moves by the United States Dept. of Justice and others was to conceal and restrain this plaintiff

from exposing the Criminal acts of various individuals within the Carter administration.

14. That after the time plaintiff was arrested on Aug 6, 1978 on case 78-10-ALB, plaintiff was incarcerated in solitary confinement and other inhumane conditions, where it would diminish his ability to contribute to his defense, for the purpose of the proceeding in Case 78-10-ALB and circumvent his efforts to articulate the facts surrounding the Carter-Vesco relationships.
15. That defendants Wilson and Maurer release a story on Oct. 23, 1978 to the Albany Herald using said article as a vehicle to convey threats of prosecution, with intent of restraining this plaintiff and his family from testifying before a Federal Grand Jury.
16. That the Oct. 23, 1978 article appeared the very day that plaintiff's family was summoned to appear before the Carter-Vesco Grand Jury, with intent of obstructing plaintiff's testimony.
17. That on Jan. 7, 1979, defendants Wilson and Maurer, acting in and in concert with others in the Justice Dept. conveyed another threat of prosecution against this plaintiff, after this plaintiff made known to Justice Dept officials, plaintiff wishes to testify ^{before} the Carter-Vesco Grand Jury. Letter dated Jan. 2, 1979.
18. That subsequently, two 727 airplanes were released by James Earl Carter, to further a conspiracy, to the Libyan Government, where Vesco made a large amount of money, to insure Vesco's silence about his relationship to the Carter administration.

19. That the members on the Senate Judiciary and the United States Department of Justice has acted in a concerted effort to conceal the corruption surrounding the Carter-Vesco relationships and matters mention herein.
20. That the United States Department of Justice acting through Griffin Bell and William French Smith F.B.I. acting with intent, conspiring with James Earl Carter at Camp David, devise a scheme to kidnap Robert D. Vesco. from the Bahamas Convert operation code name "Operation Kingfish" to silence him from exposing his involvement with the Carter Administration.
21. That on the 19th day of March 1979, Judge Owens denied a motion for a bond reduction hearing after this plaintiff was notified by Ralph Utman by mail on March 19, 1979, that he had receive my letter, that was withheld from the Grand Jury in Washington.
22. That the orchestrated move mention in par. 21, was further to restrain this plaintiff from testifying.
23. That on March 29, 1979, plaintiff's attorney was notified by James Benfield that plaintiff was to appear before the Carter-Vesco Grand Jury on April 19, 1979.
24. Judge Owens acting with intent, circumvented this plaintiff's appearance by before the Carter-Vesco Grand Jury by setting an arraignment on Case 79-C-ALB for April 19, 1979.
25. Judge Owens, acting in concert with other defendants, issued a order that is plaintiff be tried on Case 79-C-ALB and a jury be sequestered from Americans, Inc. Judge Owens used Judicial Manipulation to convey threats to further the

- harassment of this plaintiff by issuing this order
26. That members of the Senate Judiciary, individually and collectively are depriving this plaintiff, various fundamental rights and privileges, acting as well as a third party, for their negligence and refusal to take action against the illegal acts by Judge Owens, mention herein and other not mention and the United States Department of Justice, surrounding the Carter-Vesco activities, of the Carter-Vesco dealings and that relationships.
 27. That the Committee on the Judiciary and the United States Dept of Justice has acted in a concerted effort to conceal the corruption surrounding the Carter-Vesco relationships. mention herein.
 28. That after Mr. Ralph Abner, Grand Jury Foreman, Carter-Vesco Grand Jury learn of the Justice Department concealing information from the Grand Jury on or about the 19th day of March 1979, defendant Wilson + Maurer acting with intent to obstruct this plaintiff's testimony proceed with the orchestrated indictment 79-6-ALB to further restrain this plaintiff, using this fabricated indictment to further the restrain against this plaintiff.
 29. Defendant Maurer + Wilson used privilege and Immune bankruptcy testimony to obtain indictment 79-6-ALB.
 30. That indictment 79-6-ALB was return on March 30, 1979 with intent of circumventing this plaintiff's Carter-Vesco Grand Jury testimony.
 31. Defendants on the Committee on the Judiciary, negligence and refusal to take legal action against the Justice Dept and others is to circumvent justice and make known to the public

- the corruption surrounding the Carter-Vesco relationship and the cover-up activities orchestrated by past and present members of the Justice Dept, Judge William Owens, W-Carter administration officials and their friends
32. That the pattern actions by the defendants has cause irreparable harm to this plaintiff and will continue to suffer from the on-going illegal acts of the defendants.
33. That indictment 79-6-ALB was orchestrated by defendant Wilson Maurer and others, and was handed down just a few days before this plaintiff was to testify before the Carter-Vesco Grand Jury.
34. Defendants on the Senate Judiciary are aware of the factual scenarios mention herein and have proof thereof.
35. That various members on the Senate Judiciary in the past two years have orchestrated delays to obstruct the Carter-Vesco investigation.
36. Defendants negligence has cause a continuing confinement of this plaintiff.
37. Mike Altier, and to defendant De Conini, orchestrated moves are in concert, with the orchestration of a murder indictment.
38. That the orchestrated moves of Mike Altier are in concert with the tailored actions of defendant Kinser.
39. That the orchestrated moves by defendant Kinser, Mike Altier and others was to obstruct this plaintiff's testimony and to discredit him before he could testify before the United Senate.
40. That the Virginia murder indictment, was handed down just 4 days before this plaintiff was to testify before the

by the grand jury.

50. That Thomas H. Henderson with intent, obstructed the Carter-Vesco Grand jury investigation for strictly political reasons as well as tried to obstruct this plaintiff's testimony.
51. The Justice Department's refusal to let Thomas H. Henderson testify before the United States Senate, was that he, especially vulnerable on the mishandling of the Carter-Vesco Grand jury.
52. Defendants of the Committee on the Judiciary, with negligence and political reasons, refuse to pressure for the Henderson testimony, to further cover-up the Carter-Vesco relationship.
53. That Henderson's mishandling of the Carter-Vesco Grand jury left many areas untouched to further obstruct justice.
54. That the Justice Department's disturbing pattern of selective prosecution of this plaintiff to obstruct his testimony, foot dragging, and deliberate mishandling had the net effect of letting political influential defendants off the hook.
55. Justice Department prosecutors systematically tried to obstruct their own case, by bullying the Grand jury members, blocking their access to transcripts of the proceedings and attempting to keep them from hearing evidence damaging to President's Georgia intimate Charles Kirbo.
56. That the Committee on the Judiciary and the Department of Justice have acted in a concerted effort, to conceal Robert Strauss, Edward Bennett Williams and Hamilton Jordan involvement in an attempt to obstruct Robert Vesco's testimony.
57. That the United States Department of Justice through its agent Harry R. Bremner admitted that this plaintiff's case

78-10-ALB and 79-6-ALB was used in a fashion, with intent, orchestrated, to obstruct this plaintiff's testimony about the factual scenarios surrounding the Carter-Vesco matters.

59. That the Attorney General William French Smith is entangled in a web of concealment to further obstruct the Carter-Vesco relationship.

60. That such Co-Mingling by the defendants to conceal and circumvent justice, ^{plaintiff} has and will continue to be harassed, intimidated and threaten by the defendants, if relief isn't granted.

61. That various defendants name herein have conspired over a three year period, with intent of harassing this plaintiff and depriving him of his first Amendment rights.

Claim #3

Supporting FACTS (tell your story briefly without citing cases or law):

E. State what relief you seek from the Court. Make no legal arguments; do not cite cases or statutes:

A Declaratory Judgment that Defendants actions Complain
have Violated numerous fundamental rights. Compensatory
damages and punitive damages in the amount of \$25,000,000⁰⁰.
That plaintiff further prays that any order for relief granted him
by this Court, in this action shall attach to all defendants, and
that said defendants shall be held jointly and severally liable
to this plaintiff for such or a Pauper's Affidavit
relief granted.

I hereby apply for leave to proceed with this complaint without prepayment of fees or costs or giving security therefor. In support of my application, I state under oath that the following facts are true:

- (1) I am the plaintiff in this complaint, and I believe that I am entitled to redress.
- (2) I am unable to prepay the costs of said action, or give security therefor, because: NONE

- (3) I have no assets or funds which could be used to prepay the fees or costs except NONE

(Write "none" above if you have nothing; otherwise, list your assets)

Robert L. Herring
(signature of plaintiff)

"I declare under penalty of perjury that the foregoing is true and correct.

Executed on Nov. 20, 1981
(Date)

Robert L. Herring
(Signature)

IT IS NO LONGER NECESSARY TO HAVE YOUR PETITION NOTARIZED.

UNITED STATES DEPARTMENT OF JUSTICE
FEDERAL BUREAU OF INVESTIGATION

AIRTEL

DATE: 9/3/82

TO : DIRECTOR, FBI
ATTN: LEGAL COUNSEL DIVISION

FROM : SAC, RICHMOND (197-34) -P-

SUBJECT: ROBERT LEE HERRING versus
WILLIAM FRENCH SMITH, et al.
(USDC, WDVA)
CIVIL ACTION NO. 81-0389-B

Re Bureau routing slip to Richmond, 8/26/82.

Enclosed for Legal Counsel Division are two copies of docket sheet in captioned matter, provided on 9/1/82, by [redacted] Deputy Clerk, USDC, WDVA, Big Stone Gap, Va. [redacted] advised this matter is still pending, and that the last entry relates only to the dismissal of Herring's appeal from Judge Glen M. Williams' denial of his motion for recusal.

b6

Richmond was unaware of captioned suit until receipt of re Bureau routing slip. Two previous suits brought by Herring in the same court against many of the same defendants have been consolidated and dismissed (Civil Actions 81-0198-B and 81-0238-B).

Bureau is requested to advise Richmond if not in receipt and desires copy of any items reflected on enclosed docket sheet.

Richmond will continue appropriate docket review.

② - Bureau (Enc. 2)
2 - Richmond
JOT/mlm
(4)

SEP 9 1982

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PLAINTIFFS

HERRING, Robert L.

DEFENDANTS

SMITH, William French; KINSER, Cynthia; THURMAN, Strom; DOLE, Robert; KENNEDY, Edward M.; BAYH, Birch; BIDEN, Joseph R., Jr.; METZENBAUM, Howard M.; CULVER, John C.; DE CONCINI, Dennis; LEAHY, Patrick J.; BAUCUS, Max; HEFLIN, Howell; SIMPSON, Alan K.; LYONS, D. H.; LUNS福德, M. A.; MAURER, John R.; WILSON, Sam; HENDERSON, Thomas H.; COCHRAN, Thad

**P/Order dated 2-11-82

CAUSE

(CITE THE U.S. CIVIL STATUTE UNDER WHICH THE CASE IS FILED AND WRITE A BRIEF STATEMENT OF CAUSE)

28 USC §1331(A) & 28 USC §1337 - plaintiff alleges defendants consistently violated various constitutional privileges and first amendment rights and using various restraints to harass, intimidate and threaten plaintiff & family.

ATTORNEYS

Pro Se
P. O. Box 177
Jonesville, VA 24263

Graham G. Ludwig, Jr., Esquire
P. O. Box 366
Jonesville, VA 24263
(703) 346-2006
(counsel for Kinser)

Wm. W. ESKRIDGE, Esq. 703/628-5151
PENN, STUART, ESKRIDGE & JONES
P.O. Box 749, Abingdon, VA 24210
(Counsel for Lyons & Lunsford)

E. Montgomery Tucker, Asst. U.S. Attorney
P.O. Box 1709
Roanoke, VA 24008 703/982-6250
(counsel for federal defendants)

<input checked="" type="checkbox"/> CHECK HERE IF CASE WAS FILED IN FORMA PAUPERIS	FILING FEES PAID		STATISTICAL CARDS	
	DATE	RECEIPT NUMBER	C.D. NUMBER	CARD DATE MAILED
			1977-3264	JS-5 12-21-81
				JS-6 2

DATE	NR.	PROCEEDINGS
12-21-81		ORDER entered CIV.O.B. #9, p. 191 allowing in forma pauperis filing. Respondents has 60 days to answer. CC as directed. COMPLAINT filed.
12-29-81		MOTION TO INCORPORATE EVIDENCE in CA #81-0198-B and 81-0238-B to be made a part in this case, filed by plaintiff.
1-7-82		MOTION TO AMEND COMPLAINT filed by plaintiff.
1-14-82		APPOINTMENT OF COUNSEL ORDER from Circuit Court of Lee County, VA, dated 1-11-82 signed by S. W. Coleman, III, Judge appointing Graham G. Ludwig, Jr. to represent Cynthia D. Kinser.
1-19-82		MOTIONS TO DISMISS, MOTION FOR ABSTENTION and MOTION FOR INJUNCTION filed on behalf of D.H. Lyons and M.A. Lunsford. CLERK'S NOTICE TO PETITIONER.
1-25-82		ORDER entered CIV.O.B.#10, p. 82 stating that plaintiff's motion to amend complaint is GRANTED and defendants shall have 20 days after service of amended complaint to answer. CC to all parties as directed.
2-2-82		ANSWER to D.H. Lyons and M.A. Lunsford Various Motions to Dismiss, Abstention and Injunction filed by Plaintiff with attached exhibits.
2-9-82		MOTION TO DISMISS THE COMPLAINT AGAINST CYNTHIA KINSER, COMMONWEALTH ATTORNEY, WITHOUT PREJUDICE.
2-11-82		ORDER entered CIV.O.B.#10, p. 155 dismissing without prejudice defendant Cynthia D. Kinser on motion of plaintiff and Rule 41(a) of Fed. Rules of Civil Procedure. CC as directed.
2-22-82		FEDERAL DEFENDANTS' MOTION TO DISMISS. MOTION TO DISMISS filed on behalf of Cynthia D. Kinser. CLERK'S NOTICE.
2-24-82		PLAINTIFF'S ANSWER TO FEDERAL DEFENDANTS' MOTION TO DISMISS.
3-15-82		Plaintiff's MOTION FOR RECUSAL UNDER 28 USC §144 of JUDGE GLEN WILLIAMS FROM THE ABOVE STATED CIVIL ACTION.
3-17-82		ORDER entered CIV.O.B.#10, p. 286 DENYING petitioner's request to have court recuse itself. CC to all counsel as directed.
4-29-82		NOTICE OF APPEAL (from order denying recusal) (Interlocutory Appeal)
8-27-82		PER CURIAM - Opinion from 4th Circuit Court decided on August 25, 1982. DISMISSED

A TRUE COPY, TESTE:

Joyce F. Witt, Clerk

By: *Bernadine Stacy*
Deputy Clerk

detached
44-7328
1 - CLU
1 - Mrs. [redacted]

AIRTEL

11/29/83

ST
Adm

Director, FBI

SAC, Tampa
Attention: Principal Legal Advisor

JAMES H. ROARK v.
SENATOR EDWARD M. KENNEDY;
FBI DIRECTOR WILLIAM WEBSTER;
CIA DIRECTOR WILLIAM CASEY;
GENERAL EARL JONES
(U.S.D.C., M.D. FLORIDA)
CIVIL ACTION NO. 83-1421-CIV-T-13

Re Butelcall 11/22/83.

Enclosed is one copy each of the summons and complaint
in the above-captioned action.

We have advised Assistant United States Attorney [redacted]
that you will communicate with him directly concerning the motion
to dismiss which he plans to file before December 8, 1983.

Please furnish Headquarters with copies of all material
submitted to Mr. [redacted]

Enclosure

cc: feds (5)

197-4507-3

16 DEC 7 1983

FILE
197-4507

Wagon
9-7328

MAILED 10
NOV 29 1983
FBI

Exec AD Inv. _____
Exec AD Adm. _____
Exec AD LES _____
Asst. Dir.: _____
Adm. Servs. _____
Crim. Inv. _____
Ident. _____
Intell. _____
Laboratory _____
Legal Coun. _____
Plan. & Insp. _____
Rec. Mgnt. _____
Tech. Servs. _____
Training _____
Public Affs. Off. _____
Telephone Rm. _____
Director's Sec'y _____

MAIL ROOM ☐

[Handwritten signature]

detached
ser 7338 { 1 - CLU I
1 - Mrs. []

DATE: November 25, 1983

TO: Honorable Robert W. Markle, Jr.
United States Attorney
Middle District of Florida
Room 410
Robert Timberlake Building
500 Zach Street
Tampa, Florida 33602

FEDERAL GOVERNMENT

Attention: []
Assistant United States Attorney

FROM: Assistant Director - Legal Counsel
Federal Bureau of Investigation

SUBJECT: JAMES H. ROARK v.
SENATOR EDWARD M. KENNEDY;
FBI DIRECTOR WILLIAM WEBSTER;
CIA DIRECTOR WILLIAM CASEY;
GENERAL EARL JONES
(U.S.D.C., M.D. FLORIDA)
CIVIL ACTION NO. 83-1421-CIV-T-13

b6

Reference is made to the telephone conversation on November 22, 1983, between Mrs. [] of our office and Assistant United States Attorney [] of your office, concerning the above-captioned case. Copies of the summons and complaint were received by mail at FBI Headquarters on November 18, 1983. A copy of each is enclosed for your use.

In view of the fact that Mr. [] has advised Mrs. [] that he plans to file a Motion to Dismiss before December 8, 1983, our Tampa Office has been asked to communicate with Mr. [] directly and to furnish whatever assistance Mr. [] requires.

We would appreciate being provided a copy of the Motion to Dismiss and of all subsequent pleadings.

Should you require any further assistance from this office, please contact Mrs. [] at [].

Enclosure

1 - SAC, Tampa
Attention: Principal Legal Advisor

BD: fgs (6)

MAIL ROOM []

17 JAN 16 1984

FILE
197-4507

9-7338

MAILED 9
NOV 25 1983
Exec AD Inv. _____
Exec AD Adm. _____
Exec AD LES _____
Asst. Dir.: _____
Adm. Servs. _____
Crim. Inv. _____
Ident. _____
Intell. _____
Laboratory _____
Legal Coun. _____
Plan. & Insp. _____
Rec. Mgnt. _____
Tech. Servs. _____
Training _____
Public Affs. Off. _____
Telephone Rm. _____
Director's Sec'y _____



U.S. Department of Justice

United States Attorney
Middle District of Florida

410 Robert L. Timberlake Building
500 Zack Street
Tampa, Florida 33602

813/228-2941
FTS/826-2941

December 22, 1983

Mrs. [redacted]
Federal Bureau of Investigation
U. S. Department of Justice
Washington, D. C. 20535

FEDERAL GOVERNMENT

b6 per FBI

Re: James H. Roark v. Senator Edward M. Kennedy, et al.
Civil No. 83-1421-Civ-T-13 (M.D. Fla)

Dear Mrs. [redacted]:

Please find enclosed Motion for Extension of Time reference the
above styled cause.

Sincerely,

ROBERT W. MERKLE
United States Attorney

By:

Aurora Curtis for

Assistant U. S. Attorney

Enclosure

Enclosure

ENCLOSURE

64 FEB 2 1984

2765
197-45075
FILE
197-4507

17 JAN 16 1984

b6 per FBI

FBI

TRANSMIT VIA:

- ☐ Teletype
☐ Facsimile

XX AIRTEL

PRECEDENCE:

- ☐ Immediate
☐ Priority
☐ Routine

CLASSIFICATION:

- ☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ UNCLAS E F T O
☐ UNCLAS

Date 12/13/83

TO: DIRECTOR, FBI
 (ATTENTION: [REDACTED], LEGAL COUNSEL DIVISION)

FROM: SAC, TAMPA (197-49) (SQ 3) (P)

JAMES H. ROARK v.
 SENATOR EDWARD M. KENNEDY;
 FBI DIRECTOR WILLIAM WEBSTER;
 CIA DIRECTOR WILLIAM CASEY;
 GENERAL EARL JONES
 (U.S.D.C., M.D. FLORIDA)
 CIVIL ACTION NO. 83-1421-CIV-T-13

Re Bureau airtel to Tampa, 11/29/83, and Bureau telephone calls 11/22/83, and 12/7/83.

By referenced Bureau telephone call 11/22/83, Ms. [REDACTED], Legal Counsel Division, advised of the receipt at headquarters of a summons and complaint from JAMES H. ROARK in matter captioned above. Ms. [REDACTED] advised she had been in contact with AUSA [REDACTED] who plans to file before December 8, 1983.

On 12/5/83, SA [REDACTED] contacted AUSA [REDACTED] explained the contents of Tampa files regarding ROARK and that they consist mainly of letters sent by ROARK to the Tampa FBI and do not constitute active investigation conducted concerning ROARK. AUSA [REDACTED] advised that he did not need copies of letters from ROARK to file his answer, stating that the material located in the summons and complaint was sufficient for his purposes. He advised he will file on 12/8/83.

LEADS:

2-Bureau
 2-Tampa
 RLR:lms*
 (4)

Approved: _____

61 FEB 2 1984

Transmitted _____

(Number)

(Time)

Per _____

197-4507-6197-4507
 DEC 16 1983

DOVER
 9-73A8

TP 197-49

TAMPA DIVISION

AT TAMPA, FLORIDA

Will keep Legal Counsel Division apprised of developments in this matter.

FBI

TRANSMIT VIA:

- ☐ Teletype
☐ Facsimile
☐ AIRTEL

PRECEDENCE:

- ☐ Immediate
☐ Priority
☐ Routine

CLASSIFICATION:

- ☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ UNCLAS E F T O
☐ UNCLAS

Date 1/28/85

TO: DIRECTOR, FBI
 (ATTENTION: BESS DRYER, LEGAL COUNSEL DIVISION)

FROM: SAC, TAMPA (197-49) (SQ. 3) (C)

JAMES H. ROARK v.
 Senator EDWARD M. KENNEDY;
 FBI Director WILLIAM WEBSTER;
 CIA Director WILLIAM CASEY;
 General EARL JONES (USDC, MDF)
 CIVIL ACTION #83-1421-CIV-T-13

Re Tampa airtel to Director 12/13/83.

Enclosed for Legal Counsel Division is a copy of docket sheet in captioned matter.

On 1/23/85, the docket at the Clerk of the Courts Office, Middle District of Florida, was checked and it was established that this matter was closed on 1/24/84, upon defendant's motion to dismiss, not having properly been served, and the jurisdiction not affirmatively pled in complaint. The matter was dismissed without prejudice by Judge CARR.

DET
 2-Bureau (Enc.-1)
 1-Tampa
 RLR:kmd
 (3)

ENCLOSURE

10 FEB 1 1985

1*

Approved: _____

Transmitted _____

(Number)

(Time)

Per _____

MAY 22 1985

DIST.	OFF.	DOCKET YR.	DOCKET NUMBER	FILING DATE MO DAY YEAR	J	N/S	O	P	R	S DEMAND	JUDGE/ MAG. NO.	COUNTY	JUR DEM.	DOCKET YR. NUMBER
113A	8	83	1421	11 15 83	2	440	1			Nearest \$1,000	3A13	12057		83 1421

PLAINTIFFS

DEFENDANTS

(A) James H. Roark

- (1) William Webster, Director of the FBI
- (2) Federal Bureau of Investigation, Washington D.C.
- (3) Senator Edward M. Kennedy, The Senate Washington D.C.
- (4) William Casey, Director of the Central Intelligence Agency, Washington D.C.
- (5) General Eal Jones

CLOSED

JAN 24 1984

DATE

CAUSE

(CITE THE U.S. CIVIL STATUTE UNDER WHICH THE CASE IS FILED AND WRITE A BRIEF STATEMENT OF CAUSE)

42 USC § 1983 - Pltff is being hideously burned with satellite camera radiation.

ATTORNEYS

(A) James H. Roark

1-5 James W. Dodson
Asst U S Atty
Tampa, Fl

b6

197-4507-8

☐ CHECK
HERE
IF CASE WAS
FILED IN
FORMA

FILING FEES PAID

DATE
11/15/83

RECEIPT NUMBER
72123

ENCLOSURE

CELL. NUMBER

STATISTICAL CARDS

DATE

11/83

11/15/83	1	Complaint Filed (summons issued.)	lk
12-8-83	2	MOTION for ext of time (deft)	jt
12-16-83	3	LETTER to Mr Cinnamond (pltf)	jt
12-16-83	3	LETTER to Mr Cinnamond (pltf) filed 12-13-83	jt
12-16-83	4	LETTER to Mr Cinnamond (pltf) filed 12-13-83	jt
12-21-83	5	LETTER to Mr Cinnamond (pltf)	jt
12-21-83	6	LETTER to Mr Cinnamond (pltf)	jt
12-27-83	7	LETTER to Mr. Cinnamond (pltf);	jt
12-27-83	8	LETTER to Mr. Cinnamond (pltf) filed 12-23-83	jt
12-30-83	9	LETTER to Mr. Cinnamond (pltf)	jt
1-9-84	10	MOTIO to dismiss complaint:memo of law (defts)	jt
01-11-84	11	LETTER to Mr Cinnamond by PLTF	jt
01-13-84	12	LETTER to Judge Carr by PLTF	jt
01-24-84	13	ORDER OF DISMISSAL: upon deft's motion to dismiss, deft. was not properly served. futhermore basis of jurisdiction not affrimatively plead in complaint. DISMISSED w/out prejudice. (S/Judge Carr, 1-24-84) NOTIFIED.	nm
01-25-84	14	LETTER TO Mr. Butler. (received 1-16-84)	nm
02-27-84	15	LETTER to Judge Carr	jt

FBI

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF FLORIDA
TAMPA DIVISION

JAMES H. ROARK,

Plaintiff,

vs.

Case No. 83-1421-Civ-T-13

SENATOR EDWARD M. KENNEDY, et al.,

Defendants.

ORDER OF DISMISSAL

This cause comes before the Court upon the defendant's motion to dismiss. A review of the pleadings filed in the case reveals that the defendant was not properly served as required under Rule 4 Fed.R.Civ.P. Furthermore, the federal courts are courts of limited jurisdiction and the basis of that jurisdiction must be affirmatively plead in the complaint. See 28 U.S.C. §1330 et seq. As the instant complaint suffers from these two defects, it is DISMISSED without prejudice.

DONE AND ORDERED in Chambers at Tampa, Florida, this 24TH day of January, 1984.

197-4507-FILE 197-4507
George L. Carr
UNITED STATES DISTRICT JUDGE

NOT RECORDED

MAR 10 1984



b6

FEDERAL BUREAU OF INVESTIGATION
FOIPA
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November 29, 1985

FEDERAL GOVERNMENT

Honorable Edwin Meese III
The Attorney General
Washington, D.C.

Re: PETRA BARAJAS v.
E. M. KENNEDY, et al.
(U.S.D.C., C.D. CA.)
CIVIL ACTION NO. CV85-6613-TJH

Dear Mr. Attorney General:

I have been named as a defendant in the above-stated civil action. I have not been served personally with the summons and complaint.

All actions taken by me in regard to the subject matter of this suit were done within the scope of my employment by the Federal Bureau of Investigation.

I have not retained private counsel and hereby request representation by the Department of Justice.

Sincerely yours,

10 JAN 9 1986

William H. Webster
Director

ENCLOSURE

ENCLOSURE ATTACHED

1 - Mr. [redacted]

1 - Mrs. [redacted]

1 - CLU [redacted]

BD:jh (6)

APPROVED:

Director [signature]

Exec AD-Adm.

Exec AD-Inv.

Exec AD-LES

Adm. Servs.

Crim. Inv.

Ident.

Insp.

Intell.

Lab.

Legal Coun.

Off. Cong. & Public Affs.

Rec. Mgnt.

Tech. Servs.

Training

Laboratory

Legal Coun.

Off. Cong. & Public Affs.

Rec. Mgnt.

Tech. Servs.

Training

b6

Exec AD Adm. _____
Exec AD Inv. _____
Exec AD LES _____
Asst. Dir.: _____
Adm. Servs. _____
Crim. Inv. _____
Ident. _____
Insp. _____
Intell. _____
Lab. _____
Legal Coun. _____
Off. Cong. & Public Affs. _____
Rec. Mgnt. _____
Tech. Servs. _____
Training _____
Telephone Rm. _____
Director's Sec'y _____

FEB 2

MAIL ROOM

197-6029-2
6029-9
6029-336

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

PETRA BARAJAS, PLAINTIFF(S)

vs.

E.M. KENNEDY, U.S. SENATOR,
DEFENDANT(S)
SEE ATTACHED

CASE NUMBER

CV- 85 6613 TJH (ex)

S U M M O N S

Gov't

TO THE ABOVE-NAMED DEFENDANT(S), You are hereby summoned and required to serve upon

PETRA BARAJAS
P.O. BOX 91713
LOS ANGELES, CA.
90009

rec
1

Plaintiff's attorney, whose address is:

an answer to the complaint which is herewith served upon you within 60 days
after service of this summons upon you, exclusive of the day of service. If you
fail to do so, judgment by default will be taken against you for the relief
demanded in the complaint.

DATE: 8 OCT 1985

CLERK, U.S. DISTRICT COURT

By Jim Holmes
Deputy Clerk

SEAL

(SEAL OF THE COURT)

S U M M O N S

CV-1A (11/83)

1 PETRA BARAJAS
2 P.O. BOX 91713
3 LOS ANGELES, CA.
4 90009
5

6 IN PROPIA PERSONA
7
8

9 UNITED STATES DISTRICT COURT
10 CENTRAL DISTRICT OF CALIFORNIA
11

12 PETRA BARAJAS,
13 PLAINTIFF
14 VS.

15
16 EDWARD M. KENNEDY VS.
17 SEN. PETE WILSON, VS.
18 SEN. W. H. WEBSTER, JR.,
19 DIRECTOR. ED MEESE, U.S.
20 ATT. GEN. JAMES A. BAKER
21 U.S. SEC. OF TREASURY. SEVERALLY
22 INDIVIDUALLY AND JOINTLY IN
23 THEIR OFFICIAL CAPACITIES
24 = DEFENDANTS =
25 INVOLUNTARY JOINDER
26 PARTIES DEFENDANTS
27 PETRA, MIKE, SYL, ELIZABETH
28 JUANITA AND ANTHONY BARAJAS.
= = = = =
ALL

CASE NO.
CIV.

COMPLAINT
~~INTRINSIC AND~~
~~EXTRINSIC FRAUD~~

CIVIL RIGHTS ACTION
FOR DAMAGES
COMPENSATORY & PUNITIVE
JURY DEMAND
U.S.C.A. VII

1 PETRA BARAJAS
2 P.O. BOX 91713
3 LOS ANGELES, CA,
4 90009
5

6 IN PROPRIA PERSONA
7

8 UNITED STATES DISTRICT COURT
9 CENTRAL DISTRICT OF CALIFORNIA
10

11 VERIFICATION
12
13
14

15 STATE OF CALIFORNIA
16 } SS:
17
18 COUNTY OF LOS ANGELES
19

20 I, PETRA BARAJAS, THE PLAINT-
21 IFF HEREIN, VERIFIES AND DECLARES THAT SHE HAS
22 READ THE COMPLAINT HEREIN.

23 AND UNDERSTANDS AND BELIEVES
24 TO BE TRUE TO THE BEST OF HER KNOWLEDGE, UNDER THE LAW
25 OF PERJURY.

26 DATED: OCTOBER 3, 1985 *Petra Barajas*
27
28

ORIGINAL



A-APPX-5

REENACTMENT 2 OF THE CRIME

ORIGINAL EXHIBIT 17-



A-APR-1

REENACTMENT OF 3 THE CRIME

ORIGINAL EXHIBIT - 18 -



THE VAN HAD
OUT OF STATE
LIC. PLATES

THE PLAINTIFFS PICT.
MARCH 1984
VOLUNTEERS HELPERS
AND A PROF. PHOTOGRAPHER

EXH - D

ORIGINAL EXH "A" 519

ADDENDUM TO COMPLAINT FORM AGAINST THE
CITY OF SAN DIEGO

THIS ADDENDUM WILL GIVE EXPLANATIONS OF CERTAIN SECTIONS OF THE COMPLAINT FORM WHERE THERE WAS INSUFFICIENT SPACE, AND AN EXPLANATION IS NEEDED TO CLARIFY THE COMPLAINT.

COMPLAINT FORM PARAGRAPHS 1's 4, 9, & 10.

EXPLANATION: When I Manuel Barajas Jr., was first contacted of the incident that occurred on July 30, 1980, involving my Mother Pedro Barajas Sr., and the 2 San Diego Police Officers, T. De Chantz #1213, and P. Martinez, the time was about 12:30 a.m. on the date of July 31, 1980. I was contacted by my girlfriend's father, Sheriff's Department Captain Wayne Bailey, then my mother had been arrested for being drunk in public, and resisting arrest. At about 12:40 a.m., I was then contacted by my mother, Pedro Barajas Sr., from Las Colinas Women Detention Center, and she at that point was crying and hysterically, describing the incident with good recollection of detail of Police badge #1213, and Police vehicle #1213, and descriptions of the officers. At the point of both telephone calls, I was becoming emotionally distressed. On or about 2:00 - 3:00 a.m. that same day (7-31-80), I went to Las Colinas Women's Detention Center, to pick up my mother, as she was released on her own recognizance. Upon seeing the physical state of mother was in, she had bruises, her mouth lip puffed up, her wrists swollen, bruises on her arms, and she complained of pain all over, and most of the pain from her back, and neck, my emotional distress state was increased. I almost cried, but I held it in because the most important thing to me at that time was that she was still alive, and that I had to get her to the Emergency ward at Doctors Hospital (Cabrillo Medical Hospital), as recommended by our family doctor, Dr. Williams.

When my brothers and sisters first heard of the incident they too were emotionally distressed, and upon seeing our mother in a neck brace, and bandages, and complaining of pain, their emotional distress was increased. I was only glad that they didn't have to see our mother's physical state as I had upon her release from Las Colinas, a sign such as that for an eight year old boy (Anthony), 13 year old girl (Juanita), a 16 year old girl Elizabeth, and a 17 year old boy (Silvestre), to see would be very distressing and upsetting for their emotional state. When my older sister Pedro Barajas Jr., was informed of the incident, she lives with her husband in Massachusetts, she too was emotionally upset.

To add to our emotional state, my brothers and sisters, and myself had to go to court with our mother, to be with her, and to see and listen to the San Diego Police Officer T. De Chantz, in court, state that our mother was drunk in public and resisting arrest. Also seeing the 2 Police Officer's larger physical bodies than that of our mother's, and to try to imagine that they subdued our mother using physical force extensively, was further adding to our emotional distress.

continued on next page" INJURY #12

ORIGINAL

EXHT-B-C-20-

L-XCH-11-A

Continued: Addressing to Complaining Form Against The City of San Diego, by
James Barnes Jr., on behalf of his sisters and brothers.

REF ID: A66666

DEFENDANT: This will explain my complaint against San Diego Police Captain La Horte for his defaming statement to me about our/ my mother, Teresa Ramirez Sr.

On the morning of Thursday July 11, 1980, at about 7:30 a.m., I went to pick up my mother from Doctors Hospital, (Cabrillo Medical Hospital), after her release for treatment of her injuries and other physical injuries inflicted upon her by the 2 San Diego Police Officers T. De Guzman, and T. Martinez, my brother and I drove to San Diego Police Headquarters to claim my mother's personal property. After being given the run around, and her personal property could not be located, we requested to see the 2 Police Officer's Supervisor Captain J. Morris.

When Captain La Motte, took us to his office, we at that point told him of our complaint about the lost or retained personal property of my mother. He requested that he call the two officers, De Chantz, and Martinez, to try and determine the whereabouts of my mother's personal property. When the 2 officers could not be reached, I questioned Captain La Motte if he was aware of the way his officers conducted themselves in the field. As evidence of Captain La Motte's officer's conduct on the field, my mother was there in his office with black braces, bandages, bruises, and in pain, and Captain La Motte never showed any signs of sympathy for my mother, not that he was in any way of that, after all it was his prerogative, not us. I then asked him "why did they do this to my mom?", referring to my mother's appearance and physical state. Captain La Motte then answered with his defaming statement, "According to the Police Report, it appears your mother was in a below state of a lady late night." Upon hearing his comment about my mother, I questioned exactly what he meant by his comment, and I requested see the Police Report. Captain La Motte's respond to my question and request was, "Are you her lawyer?" I answered "no!" With that Captain La Motte said, "Her lawyer will get a copy of the Police Report." When it became obvious to me that we were getting no help from Captain La Motte, and that he and I were agreed that we were only taking this thing, my mother and I left his office after requesting that he inform us of any news about my mother's personal property. My understanding is that he did call us later that afternoon, only to let us know that nothing had been found yet. This was his only effort to contact us, that I am aware of. To this day, it is hard to believe that these personal belongings were lost, when in fact my mother saw Officer De Chantz holding her personal belongings - the transporting officer, during her arrest.

2-21-1978
C. K. 1978
1978-1978

Swains testifies claimed he did not
get any keys from the Clerk.

"INJURY" - B

EXH- "B" - 2

21-

ORIGINAL

~~Not at all~~ ~~overlook~~
~~great~~ ~~Real~~

1 *We the People of the United States, in*
2 *Order to form a more perfect Union, establish Justice;*
3 *insure domestic Tranquility, provide for the common*
4 *defence, promote the general Welfare, and secure the*
5 *Blessings of Liberty to ourselves and our Posterity, do*
6 *ordain and establish this Constitution for the United*
7 *States of America.*

8 ARTICLE I.

9 SECTION 1. All legislative Powers herein granted shall be vested
10 in a Congress of the United States, which shall consist of a Senate
11 and House of Representatives.

12 To constitute Tribunals inferior to the supreme Court;

13 To make all Laws which shall be necessary and proper for carry-
14 ing into Execution the foregoing Powers, and all other Powers
15 vested by this Constitution in the Government of the United States,
16 or in any Department or Officer thereof.

17 The privilege of the Writ of Habeas Corpus shall not be sus-
18 pended, unless when in Cases of Rebellion or Invasion the public
19 Safety may require it.

20 No Bill of Attainder or ex post facto Law shall be passed.

21 ART: II The Senate shall have the sole Power to try all Impeachments.
22 When sitting for that Purpose, they shall be on Oath or Affirma-
23 tion. When the President of the United States is tried, the Chief
24 Justice shall preside: And no Person shall be convicted without
25 the Concurrence of two thirds of the Members present.

26 Judgment in Cases of Impeachment shall not extend further
27 than to removal from Office, and disqualification to hold and
28 enjoy any Office of honor, Trust or Profit under the United States:
but the Party convicted shall nevertheless be liable and subject to
Indictment, Trial, Judgment and Punishment, according to Law.

the Laws be faithfully executed, and shall Commission all the
Officers of the United States.

SECTION 2. The President, Vice President and all civil Officers
of the United States, shall be removed from Office on Impeach-
ment for, and Conviction of, Treason, Bribery, or other high
Crimes and Misdemeanors.

Before he enter on the Execution of his Office, he shall take the
following Oath or Affirmation:—"I do solemnly swear (or affirm)
that I will faithfully execute the Office of President of the United

Judges of the supreme Court,
and all other Officers of the United States, whose Appointments
are not herein otherwise provided for, and which shall be estab-
lished by Law: but the Congress may by Law vest the Appoint-
ment of such inferior Officers, as they think proper, in the
President alone, in the Courts of Law, or in the Heads of
Departments.

ARTICLE III.

SECTION 1. The judicial Power of the United States, shall be vested in one supreme Court, and in such inferior Courts as the Congress may from time to time ordain and establish. The Judges, both of the supreme and inferior Courts, shall hold their Offices during good Behaviour, and shall, at stated Times, receive for their Services, a Compensation, which shall not be diminished during their Continuance in Office.

SECTION 2. The judicial Power shall extend to all Cases, in Law and Equity, arising under this Constitution, the Laws of the United States, and Treaties made, or which shall be made, under their Authority;—

and between a State, or the Citizens thereof, and foreign States, Citizens or Subjects.

The trial of all Crimes, except in Cases of Impeachment, shall be by Jury; and such Trial shall be held in the State where the said Crimes shall have been committed;

and those in which a State shall be Party, the supreme Court shall have original Jurisdiction. In all the other Cases before mentioned, the supreme Court shall have appellate Jurisdiction, both as to Law and Fact, with such Exceptions, and under such Regulations as the Congress shall make.

ARTICLE IV.

SECTION 1. Full Faith and Credit shall be given in each State to the public Acts, Records, and judicial Proceedings of every other State. And the Congress may by general Laws prescribe the Manner in which such Acts, Records and Proceedings shall be proved, and the Effect thereof.

SECTION 2. The Citizens of each State shall be entitled to all Privileges and Immunities of Citizens in the several States.

A Person charged in any State with Treason, Felony, or other Crime, who shall flee from Justice, and be found in another State, shall on demand of the executive Authority of the State from which he fled, be delivered up, to be removed to the State having Jurisdiction of the Crime.

ARTICLE VI.

All Debts contracted and Engagements entered into, before the Adoption of this Constitution, shall be as valid against the United States under this Constitution, as under the Confederation.

This Constitution, and the Laws of the United States which shall be made in Pursuance thereof; and all Treaties made, or which shall be made, under the Authority of the United States, shall be the supreme Law of the Land; and the Judges in every State shall be bound thereby, any Thing in the Constitution or Laws of any State to the Contrary notwithstanding.

The Senators and Representatives before mentioned, and the Members of the several State Legislatures, and all executive and judicial Officers, both of the United States and of the several States, shall be bound by Oath or Affirmation, to support this Constitution; but no religious Test shall ever be required as a Qualification to any Office or public Trust under the United States.

POINTS AND AUTHORITIES
ORIGINAL EXHIBIT - 23 -

ARTICLE VII.

The Ratification of the Conventions of nine States shall be sufficient for the Establishment of this Constitution between the States so ratifying the Same.

DONE in Convention by the Unanimous Consent of the States present the Seventeenth Day of September in the Year of our Lord one thousand seven hundred and Eighty seven and of the Independence of the United States of America the Twelfth. In Witness whereof We have hereunto subscribed our Names.

Go WASHINGTON

Presidt and deputy from Virginia
AMENDMENT I

Congress shall make no law respecting an establishment of religion, or prohibiting the free exercise thereof; or abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble, and to petition the Government for a redress of grievances.

AMENDMENT IV

The right of the people to be secure in their persons, houses, papers, and effects, against unreasonable searches and seizures, shall not be violated, and no Warrants shall issue, but upon probable cause, supported by Oath or affirmation, and particularly describing the place to be searched, and the persons or things to be seized.

AMENDMENT V

No person shall be held to answer for a capital, or otherwise infamous crime, unless on a presentment or indictment of a Grand Jury, except in cases arising in the land or naval forces, or in the Militia, when in actual-service in time of War or public danger; nor shall any person be subject for the same offence to be twice put in jeopardy of life or limb; nor shall be compelled in any criminal case to be a witness against himself, nor be deprived of life, liberty, or property, without due process of law; nor shall private property be taken for public use, without just compensation.

AMENDMENT VI

In all criminal prosecutions, the accused shall enjoy the right to a speedy and public trial, by an impartial jury of the State and district wherein the crime shall have been committed, which district shall have been previously ascertained by law, and to be informed of the nature and cause of the accusation; to be confronted with the witnesses against him; to have compulsory process for obtaining witnesses in his favor, and to have the Assistance of Counsel for his defence.

AMENDMENT VII

In suits at common law, where the value in controversy shall be less than twenty Dollars, the right of trial by jury shall be preserved,

Court of the United States, than according to the rules of the common law.

AMENDMENT VIII

Excessive bail shall not be required, nor excessive fines imposed, nor cruel and unusual punishments inflicted.

POINTS AND AUTHORITIES 24-

AMENDMENT IX

The enumeration in the Constitution, of certain rights, shall not be construed to deny or disparage others retained by the people.

AMENDMENT X

The powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the people.

AMENDMENT XIV

(Ratified July 9, 1868)

SECTION 1. All persons born or naturalized in the United States, and subject to the jurisdiction thereof, are citizens of the United States and of the State wherein they reside. No State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty, or property, without due process of law; nor deny to any person within its jurisdiction the equal protection of the laws.

SECTION 3. No person shall be a Senator or Representative in Congress, or elector of President and Vice-President, or hold any office, civil or military, under the United States, or under any State, who, having previously taken an oath, as a member of Congress, or as an officer of the United States, or as a member of any State legislature, or as an executive or judicial officer of any State, to support the Constitution of the United States, shall have en-

§ 1016. ^{18 U.S.C.} Acknowledgment of appearance or oath

Whoever, being an officer authorized to administer oaths or to certify acknowledgments, knowingly makes any false acknowledgment, certificate, or statement concerning the appearance before or the taking of an oath or affirmation by any person with respect to any proposal, contract, bond, undertaking, or other matter submitted, made with, or taken on behalf of the United States or any department or agency thereof, concerning which an oath or affirmation required by law or lawful regulation, or with respect to the fulfillment of any principal, surety, or other party to any such proposal, contract, bond, undertaking, or other instrument, shall be fined more than \$2,000 or imprisoned not more than two years, or both.

June 25, 1948, c. 645, 62 Stat. 753.

§ 1001. Statements or entries generally

Whoever, in any matter within the jurisdiction of any department or agency of the United States knowingly and willfully falsifies, conceals or covers up by any trick, scheme, or device a material fact, or makes any false, fictitious or fraudulent statements or representations, or makes or uses any false writing or document knowing the same to contain any false, fictitious or fraudulent statement or entry, shall be fined not more than \$10,000 or imprisoned not more than five years, or both.

18 U.S.C. FED. CRIMES

June 25, 1948, c. 645, 62 Stat. 749.

§ 338. Three years; [INTRINSIC OR EXTRINSIC] STATUTORY LIABILITY.

C.S. PROCEDURE

3. An action for taking, detaining, or injuring any goods or chattels, including actions for the specific recovery of personal property.

POINTS AND ACTIVITIES

Kane v. Cook.

C.A.R. 8

suit, an exemplified copy of the record of a judgment obtained in the New York Supreme Court, by Charles I. Kane and Henry P. Hubbell, against William Cook, January 18th, 1854, by publication of summons, and without any personal service, or any appearance of the defendant, either in person or by attorney — the defendant being, at the time, a non-resident of the State of New York, and a resident of the State of California — all of which facts appeared from the record.

The transcript was read in evidence, under objections from plaintiffs' counsel, that such record was not evidence, nor any bar to this action, for want of jurisdiction in the Court of the person of the defendant. No other evidence was offered on the part of the defendant.

Feb. 1964]

PEOPLE v. MARTIN
(225 C.A.2d 91; 36 Cal. Rptr. 924)

91

[Crim. No. 8788. Second Dist., Div. Four. Feb. 21, 1964.]

THE PEOPLE, Plaintiff and Respondent, v. FRED
RAMBERT MARTIN, Defendant and Appellant.

[1] Police — Rights and Duties — Arrest. — Generally, excluding cases of fresh pursuit, a public officer for a particular county or municipality has no official power to arrest offenders beyond the boundaries of the county or district for which he is appointed.

[2a-2c] Arrest—Without Warrant—Private Person: Searches and Seizures—Incidental to Arrest.—Defendant's arrest by Los Angeles city policemen in the City of Alhambra for a misdemeanor offense purportedly committed in that city must be viewed as having been made by private citizens, and, where the record does not disclose the commission of any offense whatever in the officers' presence, such arrest was illegal, as was the subsequent search of defendant's rooms incident thereto and evidence seized in such search was inadmissible against defendant. *

[3] Id.—Without Warrant—Private Person.—An officer's power of arrest, when acting beyond the limits of the geographical unit by which he is appointed, becomes that which is conferred on a private citizen in the same circumstances.

[4] Id.—Without Warrant—Private Person.—A private citizen, unlike a peace officer, may not arrest whenever he has reasonable cause to believe that the person to be arrested has committed a public offense in his presence, or whenever he has reasonable cause to believe that such person has committed a felony, whether or not a felony has in fact been committed. (Pen. Code, §§ 836, 837.)

False Imprisonment

CA.
Penal Code section 236 states that false imprisonment is the unlawful deprivation of the personal liberty of another. Section 237 makes a routine violation of 236 a misdemeanor. However, if violence, fraud, menace or deceit is used, the offense escalates into a felony. The word "imprisonment" as used in this section is really a misnomer. Actually, a simple illegal detention will invoke the sanctions contained in this section. False arrest, as opposed to false imprisonment, is a civil as well as a civil rights matter.

POINTS AND AUTHORITIES

HISTORY/RULES: (5th Amendment—U.S. Constitu-

tion; Article I, Section 15, California Constitution
LA A. *Escobedo v. Illinois* (1965) 378 U.S. 478.

KB 94 1. U.S. Supreme Court held that once a suspect is in
30-31-32 custody and requests an attorney, he may not be
questioned without the attorney present.

B. *People v. Dorado* (1965) 62 C2 338.

1. California Supreme Court held that whenever a
suspect is detained or arrested and accusatory
questioning is to take place, the suspect must be
advised of his Fifth Amendment rights before a
legal confession may occur.

C. *Miranda v. Arizona* (1966) 384 U.S. 436.

1. The U.S. Supreme Court reaffirmed its
Escobedo ruling, and added that a suspect must
also be advised that he has the right to a free at-
torney if he cannot afford one.

Miranda admonitions apply *only* to admissions and
confessions. The rules do not apply to:

- a. consent searches;
- b. seizures of evidence, such as photographs,
fingerprints, handwriting samples, clothing,
hair samples, blood, etc.

anda admonitions involve informing an arrestee of his
Amendment rights as follows:

- You have the right to remain silent.
- If you give up the right to remain silent, anything you
say can and will be used against you in a court of law.
- You have the right to the services of an attorney and to
have the attorney present during any and all question-
ing.

• If you so desire and cannot afford one, an attorney will
be appointed free of charge prior to any questioning.
• Knowing and intelligent waiver of these rights must precede
subsequent questioning of an accusatory nature.

GENERAL RULES REGARDING ADMONISH-
MENT:

A. Miranda warnings *must* be given to adults when:

- 1. detained or arrested; and

Penal Code section 1531 deals with knock and notice re-
quirements and expections in the area of serving search
warrants, and will be discussed in the Search Warrant
chapter. As you will see, 844 and 1531 are functional
equivalents.

POINTS AND AUTHORITIES
ORIGINAL EXHIBIT - 27-

[4,5] The application of these principles to the city manager and chief of police seems clear. The Oakland charter provides: "The City Manager * * * subject to the civil service provisions of this Charter * * * shall have the power to appoint, discipline and remove * * * all subordinate officers and employees of the City responsible to him." Article VII, section 27, subdivision 2, Stats.1931, p. 2653. "The City Manager, among other limitations, shall have no power under this Charter * * * f. To dismiss, suspend or discharge any officer or employee in the classified civil service, except in accordance with the civil service provisions of this Charter." Article VII, section 27, subdivision 5, Stats.1931, p. 2653. The chief of police does not possess the same authority. He is appointed by the manager; subject to the civil service provisions of the charter but like all other "chief officials," has the power to suspend any subordinate temporarily for incompetency or dereliction of duty. Section 81 of the charter (Stats.1931, p. 2665) provides for the suspension, fine, and removal of all persons in the classified civil service on order of the city manager, or on his approval of the suspension made by a "chief official," but in all such cases the person affected may appeal to the civil service board which "shall fully hear and determine the matter." The finding and decision of the civil service board shall "forthwith be enforced and followed" by the board or official from which the proceedings were initiated. Section 82, Stats.1931, p. 2665.

[6,7] We can find no essential difference between these provisions of the Oakland charter, and those of the Los Angeles charter which were before the court in Michel v. Smith, supra. And there is no essential difference in the status of the city manager here and that of the chief of police involved in that case. For these reasons we are satisfied that the questions here involved are determined by the con-

FERNELIUS V. PIERCE 42 (1942)
P.R. 123 2d 910-712

HALL et al. v. STATE ex. rel. FREEMAN
No. 17098.

Appellate Court of Indiana
Jan. 11, 1944.

1. Officers 107

The grant of power to a public officer carries with it a mandate that such power shall be exercised for the public good and in the manner prescribed by law.

POINTS AND AUTHORITIES
ORIGINAL EXHIBIT - 18 -

HALL et al. v. STATE ex. rel. FREEMAN
NE 52 2d 370

2. Municipal corporations 183(5)

A town marshal, within prescribed territorial limitation, has the powers of a constable, and the duties and obligations of that office are imposed upon him. Burns' Ann.St. §§ 48-201, 48-206, 49-3403, 49-3410.

3. False Imprisonment 20(1)

Complaint, alleging that town marshal forced plaintiff into automobile and forced her to go to county seat and there wrongfully gave her into custody of sheriff of county and caused her wrongful imprisonment in county jail for period of 30 minutes without probable cause and on false charges, as a result of which plaintiff became ill and disabled and was injured in her name and reputation, stated a good cause of action for false imprisonment.

Where person arrested is detained or held by officer for a longer period of time than is required under the circumstances, without warrant or authority, he will have a cause of action for false imprisonment against the officer and all others by whom he has been unlawfully detained. 52 2d

8. False Imprisonment 8, 10 370

Where town marshal, making arrest in Odon where there was duly qualified and acting justice of peace, transported person arrested a distance of 25 miles and incarcerated her in jail, all without warrant or judicial order, act of marshal could not be justified on ground of necessity and fact that person arrested was subsequently released did not relieve marshal from liability for false imprisonment.

LIBEL

reputation, or publish the natural or alleged defects of one who is alive, and thereby to expose him to public hatred, contempt, or ridicule. § 248 C.P.C. (Enacted 1872. Amended by Code Am.1873-74, c. 614, § 23.) LIBEL CH. 10

Validity. This section was held unconstitutional in Eberle v. Municipal Court, Los Angeles Judicial Dist. (1976) 127 Cal Rptr 294, 55 C.A.3d 423.

§ 250. Malice; presumption

Malice presumed. An injurious publication is presumed to have been malicious if no justifiable motive for making it is shown.

SLANDER

Definition; punishment; privilege
Slander is a malicious defamation, orally uttered, whether or not it be communicated through or by

ridicule. Every person who willfully, and with a malicious intent to injure another, utters any slander, is punishable by a fine not exceeding ten thousand dollars (\$10,000), or imprisonment in the county jail not exceeding one year, or by both such fine and imprisonment.

AUTHORITY TO RELEASE MEDICAL INFORMATION

I, PETRA E. BARAJAS, hereby authorize any Special Agent or other authorized representative of the Federal Bureau of Investigation bearing this release or a copy thereof, to obtain information available from my past or present medical records maintained at/by ANY MEDICAL FACILITY including those records relating to the treatment or care for drug abuse, alcoholism or psychiatric conditions. The release of these records is necessary for employment or investigative purposes. If for employment purposes with another Government agency, the information obtained may be disseminated by the FBI to other Government agency or agencies. I request that the custodian of such records in each instance permit my records in connection therewith to be examined, copied or otherwise reviewed.

I also realize that this release is subject to my revocation at any time except to the extent that action has been taken in reliance thereon. Absent such revocation, I understand that this release is valid for one year from the date of signing.

Date: JUNE 27, 1985

Petra E. Barajas
(Signature)

Parent or Guardian (if required)

John J. DeLo
Witness (Special Agent, FBI)

ORIGINAL D"

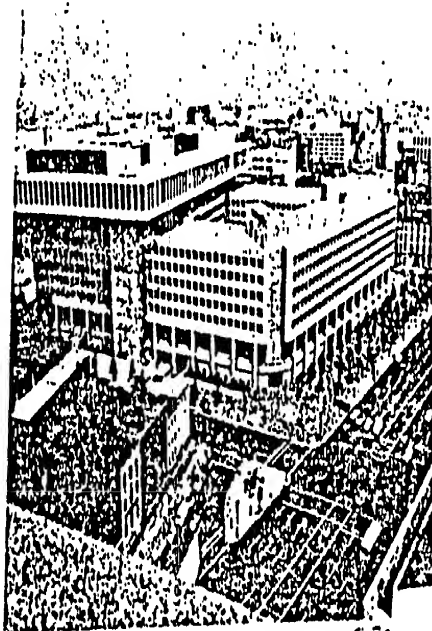
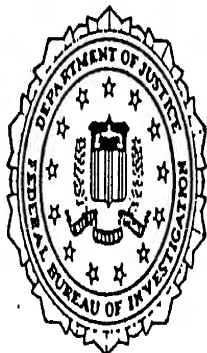
-29-

FBI 1973

In January, 1982, the FBI was given concurrent jurisdiction with the Drug Enforcement Administration (DEA) to investigate Federal drug violations. Since then, the number of FBI/DEA investigations has grown from a few to several hundred. Cross-training of FBI and DEA Agents, both at Quantico and the Federal Law Enforcement Training Center, Glynco, Ga., is contributing to better interagency understanding and the exchange of each agency's expertise. In addition, the FBI's investigative resources, including a sophisticated computer system and a roster of Special Agent accountants trained to unravel financial intricacies of criminal enterprises, as well as experience with long-term undercover operations and organized crime investigations, should enhance the fight against drug trafficking.

Today, FBI Special Agents and support personnel continue to carry out the investigative and intelligence responsibilities assigned to the FBI by Federal laws and directives and render aid and support to other law enforcement and criminal justice agencies.

The FBI's continued dedication to these objectives offers the Nation the best assurance that the FBI is, and will remain, a dedicated and effective public service organization—one meriting our citizens' trust, confidence, and support.



Hoover FBI Building, Washington, D.C.

FBI 1973

TODAY'S FBI

In 1978, the leadership of the FBI passed from Clarence M. Kelley to William H. Webster, who left a Federal Appellate judgeship to take the oath of office on February 23, 1978. This was also a year during which the FBI continued to move forward to meet the challenges of modern law enforcement, maintain its high standards of professionalism, and to protect our society within the framework of the Constitution. Mr. Webster continued the policy of "quality versus quantity" and priorities of FBI investigative activities with special emphasis on organized crime, white-collar crime, public corruption, foreign counterintelligence, and terrorism.

Several cases illustrate recent concentrated efforts in these priority areas.

A prosecution derived from an extensive FBI undercover investigation of the New York maritime industry culminated in the conviction of seven defendants for violations of the Racketeering Influenced and Corrupt Organizations (RICO) Statute and the levying of severe fines and incarceration. This case was significant in that the RICO Statute was used to root out a racketeering enterprise composed of officials of the International Longshoremen's Association and organized crime members plotting to control and influence the waterfront industry in the Port of New York and other ports in the eastern United States. The case, code-named UNIRAC, resulted in over 100 convictions.

FOREWORD

The 75-year history of the FBI, which this pamphlet recounts, shows the development of a professional criminal justice agency and a law enforcement service organization, a dual role which continues today.

The FBI investigates a wide range of cases within its Federal jurisdiction, including organized crime, white-collar crime, foreign counterintelligence, terrorism, civil rights violations, kidnappings, bank robberies, and drug trafficking. At the same time, the FBI provides forensic support to State and local law enforcement agencies through access to its Laboratory, its training facilities, and its huge fingerprint collection.

The story of the FBI set out here is the story of its men and women—their accomplishments over the years and dedication through the years to ever higher standards of professionalism in law enforcement at considerable, sometimes ultimate, sacrifice on their part. There is a record in which the Nation can take justifiable pride.

I want to assure you, on behalf of all of us in the FBI that with full regard for the rights of all our citizens and with the highest standards of professional law enforcement as our goal, we will do the work the American people expect of us, in the way the Constitution demands of us.



William H. Webster

William H. Webster
Director

ORIGINAL EXT 11-30

PS Form 3811, July 1983 447-845

SENDER: Complete items 1, 2, 3 and 4.

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

3. Article Addressed to: **F.B.I. DIRECTOR**
U.S. DEPARTMENT OF JUSTICE
WASHINGTON, D.C. 20530

4. Type of Service:

- ☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail

Article Number

P243664670

Always obtain signature of addressee or agent and
DATE DELIVERED.

5. Signature - Addressee

X

6. Signature - Agent

X **V.R. THORNTON**

7. Date of Delivery

5-29-83

8. Addressee's Address (ONLY if requested and fee paid)

DOMESTIC RETURN RECEIPT

P 243 664 670

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to	F.B.I. DIRECTOR
Street and No.	U.S. DEPT. OF JUSTICE
P.O., State and ZIP Code	WASHINGTON, D.C. 20530
Postage	\$ 54
Certified Fee	75
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to whom and Date Delivered	70
Return receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	\$ 124
Postmark or Date	

PS Form 3800, Feb. 1982

PS Form 3811, July 1983 447-845

SENDER: Complete items 1, 2, 3 and 4.

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

3. Article Addressed to: **F.B.I. DIRECTOR**
U.S. DEPARTMENT OF JUSTICE
WASHINGTON, D.C. 20530

4. Type of Service:

- ☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail

Article Number

P184481060

Always obtain signature of addressee or agent and
DATE DELIVERED.

5. Signature - Addressee

X

6. Signature - Agent

X **V.R. THORNTON**

7. Date of Delivery

5-24-83

DOMESTIC RETURN RECEIPT

P 184 481 060

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to	F.B.I. DIRECTOR
Street and No.	U.S. DEPT. OF JUSTICE
P.O., State and ZIP Code	WASHINGTON, D.C. 20530
Postage	\$ 75
Certified Fee	75
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to whom and Date Delivered	70
Return receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	\$ 320
Postmark or Date	

PS Form 3800, Feb. 1982

ORIGINAL
EXHIBIT

-32-

PS Form 3811, July 1982

• SENDER: Complete Items 1, 2, 3, and 4.
Add your address in the "RETURN TO" space on reverse.

(CONSULT POSTMASTER FOR FEES)

1. The following service is requested (check one).
☒ Show to whom and date delivered
☐ Show to whom, date, and address of delivery ..
 2. ☐ RESTRICTED DELIVERY
 (The restricted delivery fee is charged in addition to the return receipt fee.)

TOTAL \$

3. ARTICLE ADDRESSED TO: ED. M. KENNEDY, U.S. SENATOR, U.S. SENATE, WASHINGTON, D.C. 20510

4. TYPE OF SERVICE: ☐ REGISTERED ☐ INSURED ☐ CERTIFIED ☐ COD ☐ EXPRESS MAIL
 ARTICLE NUMBER: P 221 610878

(Always obtain signature of addressee or agent)

I have received the article described above.
 SIGNATURE ☐ Addressee ☐ Authorized agent
 Alison L. Kewer

5. DATE OF DELIVERY: 7-16-85 POSTMARK: (may be on reverse side)

6. ADDRESSEE'S ADDRESS (Only if requested): 102 Russell St

7. UNABLE TO DELIVER BECAUSE: 7a. EMPLOYEE'S INITIALS

★ GPO: 1982-379-503

RETURN RECEIPT

P 221 610878
 RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED—
 NOT FOR INTERNATIONAL MAIL
 (See Reverse)

SENT TO: ED M. KENNEDY, U.S. SENATOR
 STREET AND NO.: U.S. SENATE
 P.O., STATE AND ZIP CODE: WASH. D.C. 20510

POSTAGE: \$3.75

CERTIFIED FEE: 75¢

SPECIAL DELIVERY: ¢
 RESTRICTED DELIVERY: ¢
 SHOW TO WHOM AND DATE DELIVERED: 70¢
 SHOW TO WHOM DATE AND ADDRESS OF DELIVERY: ¢
 SHOW TO WHOM AND DATE DELIVERED WITH RESTRICTED DELIVERY: ¢
 SHOW TO WHOM DATE AND ADDRESS OF DELIVERY WITH RESTRICTED DELIVERY: ¢

TOTAL POSTAGE AND FEES: \$1.84

POSTMARK OR DATE

PS Form 3800, Apr. 1976

PS Form 3811, July 1982

• SENDER: Complete Items 1, 2, 3, and 4.
Add your address in the "RETURN TO" space on reverse.

(CONSULT POSTMASTER FOR FEES)

1. The following service is requested (check one).
☐ Show to whom and date delivered
☐ Show to whom, date, and address of delivery ..
 2. ☐ RESTRICTED DELIVERY
 (The restricted delivery fee is charged in addition to the return receipt fee.)

TOTAL \$

3. ARTICLE ADDRESSED TO: JOSEPH SPANIL, DIRECTOR OF U.S. COURT, 811 VERMONT AVE. N.W., WASH. D.C.

4. TYPE OF SERVICE: ☐ REGISTERED ☐ INSURED ☐ CERTIFIED ☐ COD ☐ EXPRESS MAIL
 ARTICLE NUMBER: P 136 639691

(Always obtain signature of addressee or agent)

I have received the article described above.
 SIGNATURE ☐ Addressee ☐ Authorized agent
 Joseph P. C...

5. DATE OF DELIVERY: 7-15-85 POSTMARK: (may be on reverse side)

6. ADDRESSEE'S ADDRESS (Only if requested):

7. UNABLE TO DELIVER BECAUSE: 7a. EMPLOYEE'S INITIALS

RETURN RE

P 136 639691
 RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
 NOT FOR INTERNATIONAL MAIL
 (See Reverse)

★ U.S.G.P.O. 1984-446-014
 PS Form 3800, Feb. 1982

SENT TO: JOSEPH SPANIL, DIRECTOR
 STREET AND NO.: 811 VERMONT AVE. N.W.
 P.O., STATE AND ZIP CODE: WASH. D.C. 20544

POSTAGE: \$3.75

CERTIFIED FEE: 75¢

SPECIAL DELIVERY FEE: ¢
 RESTRICTED DELIVERY FEE: ¢
 RETURN RECEIPT SHOWING TO WHOM AND DATE DELIVERED: 70¢
 RETURN RECEIPT SHOWING TO WHOM, DATE, AND ADDRESS OF DELIVERY: ¢

TOTAL POSTAGE AND FEES: \$1.84

POSTMARK OR DATE

ORIGINAL
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 33

PS Form 3811, July 1982

● SENDER: Complete Items 1, 2, 3, and 4.
Add your address in the "RETURN TO" space on reverse.

(CONSULT POSTMASTER FOR FEES)

1. The following service is requested (check one).
☐ Show to whom and date delivered
☐ Show to whom, date, and address of delivery ..
☐ RESTRICTED DELIVERY.....
(The restricted delivery fee is charged in addition to the return receipt fee.)

TOTAL \$

3. ARTICLE ADDRESSED TO: **ED MEESE U.S. ATTY. GEN. / U.S. DEPT. OF JUSTICE WASHINGTON, D.C. 20530**

4. TYPE OF SERVICE: ☐ REGISTERED ☐ INSURED ☐ CERTIFIED ☐ COD ☐ EXPRESS MAIL
 ARTICLE NUMBER: **P-221 610 (879)**

(Always obtain signature of addressee or agent)

I have received the article described above.
 SIGNATURE ☐ Addressee ☐ Authorized agent

5. DATE OF DELIVERY POSTMARK (may be on reverse side)

6. ADDRESSEE'S ADDRESS (Only if requested)

7. UNABLE TO DELIVER BECAUSE: 7a. EMPLOYEE'S INITIALS

GPO: 1982-370-503

RETURN RECEIPT

P 221 610 (879)
RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED—
 NOT FOR INTERNATIONAL MAIL
 (See Reverse)

SENT TO **ED MEESE U.S. ATTY. GEN.**

STREET AND NO. **V.S. DEPT. OF JUSTICE**

P.O. STATE AND ZIP CODE **WASH. D.C. 20530**

POSTAGE \$ **39**

CERTIFIED FEE \$ **75**

SPECIAL DELIVERY \$
 RESTRICTED DELIVERY \$

OPTIONAL SERVICES
 RETURN RECEIPT SERVICE
 SHOW TO WHOM AND DATE DELIVERED \$ **70**
 SHOW TO WHOM, DATE, AND ADDRESS OF DELIVERY \$
 SHOW TO WHOM AND DATE DELIVERED WITH RESTRICTED DELIVERY \$
 SHOW TO WHOM, DATE AND ADDRESS OF DELIVERY WITH RESTRICTED DELIVERY \$

TOTAL POSTAGE AND FEES \$ **184**

POSTMARK OR DATE

PS Form 3800, Apr. 1976

PS Form 3811, July 1982

● SENDER: Complete Items 1, 2, 3, and 4.
Add your address in the "RETURN TO" space on reverse.

(CONSULT POSTMASTER FOR FEES)

1. The following service is requested (check one).
☐ Show to whom and date delivered
☐ Show to whom, date, and address of delivery ..
☐ RESTRICTED DELIVERY.....
(The restricted delivery fee is charged in addition to the return receipt fee.)

TOTAL \$

3. ARTICLE ADDRESSED TO: **EDITOR-IN-CHIEF THE NEW YORK TIMES 229 W. 43RD ST. N.Y. NY 10036**

4. TYPE OF SERVICE: ☐ REGISTERED ☐ INSURED ☐ CERTIFIED ☐ COD ☐ EXPRESS MAIL
 ARTICLE NUMBER: **P221610 (877)**

(Always obtain signature of addressee or agent)

I have received the article described above.
 SIGNATURE ☐ Addressee ☐ Authorized agent

5. DATE OF DELIVERY POSTMARK (may be on reverse side)

6. ADDRESSEE'S ADDRESS (Only if requested)

7. UNABLE TO DELIVER BECAUSE: 7a. EMPLOYEE'S

RETURN F

P 221 610 (877)
RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED—
 NOT FOR INTERNATIONAL MAIL
 (See Reverse)

SENT TO **EDITOR-IN-CHIEF THE NEW YORK TIMES**

STREET AND NO. **229 W. 43RD ST.**

P.O. STATE AND ZIP CODE **NEW YORK N.Y. 10036**

POSTAGE \$ **50**

CERTIFIED FEE \$ **75**

SPECIAL DELIVERY \$
 RESTRICTED DELIVERY \$

OPTIONAL SERVICES
 RETURN RECEIPT SERVICE
 SHOW TO WHOM AND DATE DELIVERED \$ **70**
 SHOW TO WHOM, DATE, AND ADDRESS OF DELIVERY \$
 SHOW TO WHOM AND DATE DELIVERED WITH RESTRICTED DELIVERY \$
 SHOW TO WHOM, DATE AND ADDRESS OF DELIVERY WITH RESTRICTED DELIVERY \$

TOTAL POSTAGE AND FEES \$ **201**

POSTMARK OR DATE

3800, Apr. 1976

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 34

PS Form 3811, July 1983

SENDER: Complete items 1, 2, 3 and 4.
Put your address in "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

- ☐ Show to whom, date and address of delivery.
- ☐ Restricted Delivery.

3. Article Addressed to: **EDITOR-IN-CHIEF**
THE NEW YORK TIMES
229 W. 43rd St.
NEW YORK, N.Y.

4. Type of Service: ☐ Registered ☐ Insured ☐ Certified ☐ COD ☐ Express Mail
Article Number: **P708122**
(588)

Always obtain signature of addressee or agent and **DATE DELIVERED.**

5. Signature - Addressee
X Betty M. Savage

6. Signature - Agent
X

7. Date of Delivery **JUL 23 1984**

8. Addressee's Address (ONLY if requested and fee paid)
DEPARTMENT OF JUSTICE

DOMESTIC RETURN RECEIPT

PS Form 3811, July 1983

SENDER: Complete items 1, 2, 3, and 4.
Add your address in the "RETURN TO" space on reverse.

(CONSULT POSTMASTER FOR FEES)

- The following service is requested (check one).
☒ Show to whom and date delivered **70**
☐ Show to whom, date, and address of delivery ..
2. ☐ RESTRICTED DELIVERY
(The restricted delivery fee is charged in addition to the return receipt fee.)

TOTAL \$ **70**

3. ARTICLE ADDRESSED TO: **SEN. EDWARD M. KENNEDY**
HYANNISPORT MASS.

4. TYPE OF SERVICE: ☐ REGISTERED ☐ INSURED ☒ CERTIFIED ☐ COD ☐ EXPRESS MAIL
Article Number: **P136639**
(696)

(Always obtain signature of addressee or agent)

I have received the article described above.

SIGNATURE ☐ Addressee ☐ Authorized agent

X A R W

5. DATE OF DELIVERY
7-23-85

6. ADDRESSEE'S ADDRESS (Only if requested)

7. UNABLE TO DELIVER BECAUSE:

7a. EMPLOYEE'S INITIALS

RETURN RECEIPT

P 708 122 (588)

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to	NEW YORK TIMES EDITOR-IN-CHIEF
Street and No.	229 W. 43rd St.
P.O., State and ZIP Code	NEW YORK NY 10036
Postage	\$ 39
Certified Fee	75
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to whom and Date Delivered	70
Return receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	78 4
Postmark or Date	JUL 23 1984

PS Form 3800, Feb. 1982

PS Form 3800, Feb. 1982

P 136 639 (696)

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to	SEN. EDWARD M. KENNEDY
Street and No.	HYANNISPORT
P.O., State and ZIP Code	MASS.
Postage	\$ 73
Certified Fee	75
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to whom and Date Delivered	70
Return receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	218
Postmark or Date	JUL 23 1985

PS Form 3800, Feb. 1982

PS Form 3800, Feb. 1982

ORIGINAL EXH 11 F 11 35

PS Form 3811, July 1983 447-845

SENDER: Complete items 1, 2, 3 and 4.

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

1. ☐ Show to whom, date and address of delivery.

2. ☐ Restricted Delivery.

3. Article Addressed to: **ED MEESE**
V.S. ATT. GENERAL
U.S. DEPT OF JUSTICE
WASH. D.C. 20530

4. Type of Service: ☐ Registered ☐ Insured ☐ Certified ☐ COD ☐ Express Mail

Article Number: **P708122**
(587)

Always obtain signature of addressee or agent and **DATE DELIVERED.**

5. Signature - Addressee: **[Signature]**

6. Signature - Agent: **[Signature]**

7. Date of Delivery: **22 1983**

8. Addressee's Address (ONLY if requested and fee paid)

DOMESTIC RETURN RECEIPT

P 708 122 (587)

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
 NOT FOR INTERNATIONAL MAIL

(See Reverse)

* U.S.G.P.O. 1983-403-517

Sent to: **ED MEESE**
V.S. ATT. GEN.
 Street and No.: **V.S. DEPT OF**
JUSTICE
 P.O., State and ZIP Code: **WASH.**
D.C. 20530

Postage: \$ **39**

Certified Fee: **75**

Special Delivery Fee

Restricted Delivery Fee

Return Receipt Showing to whom and Date Delivered: **70**

Return receipt showing to whom, Date, and Address of Delivery

TOTAL Postage and Fees: \$ **84**

Postmark or Date: **[Postmark]**

PS Form 3800, Feb. 1982

PS Form 3811, July 1983 447-845

SENDER: Complete items 1, 2, 3 and 4.

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

1. ☐ Show to whom, date and address of delivery.

2. ☐ Restricted Delivery.

3. Article Addressed to: **V.S. SEN. EDWARD**
M. KENNEDY
HYANNISPORT MASS
02647

4. Type of Service: ☐ Registered ☐ Insured ☐ Certified ☐ COD ☐ Express Mail

Article Number: **P708122**
(589)

Always obtain signature of addressee or agent and **DATE DELIVERED.**

5. Signature - Addressee: **[Signature]**

6. Signature - Agent: **[Signature]**

7. Date of Delivery: **7-24-85**

8. Addressee's Address (ONLY if requested and fee paid)

DOMESTIC RETURN RECEIPT

P 708 122 (589)

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
 NOT FOR INTERNATIONAL MAIL

(See Reverse)

* U.S.G.P.O. 1983-403-517

Sent to: **V.S. SENATOR EDWARD**
M. KENNEDY
 Street and No.: **HYANNISPORT**
 P.O., State and ZIP Code: **MASS. 02647**

Postage: \$ **39**

Certified Fee: **75**

Special Delivery Fee

Restricted Delivery Fee

Return Receipt Showing to whom and Date Delivered: **70**

Return receipt showing to whom, Date, and Address of Delivery

TOTAL Postage and Fees: \$ **84**

Postmark or Date: **[Postmark]**

n 3800, Feb. 1982

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PS Form 3811, July 1983

SENDER: Complete items 1, 2, 3 and 4.
Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

3. Article Addressed to

EDWARD M. KENNEDY, U.S.
SEN.
HAYNNISPORT, MASS.
02647

4. Type of Service:

- ☐ Registered ☐ Insured
☐ Certified ☐ COD
☐ Express Mail

Article Number

P 135 317
(514)

Always obtain signature of addressee or agent and
DATE DELIVERED

5. Signature - Addressee

X

6. Signature - Agent

X

7. Date of Delivery

8. Addressee's Address (ONLY if requested and fee paid)

DOMESTIC RETURN

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to	EDWARD M. KENNEDY U.S. SEN.
Street and No.	HAYNNISPORT
P.O., State and ZIP Code	MASS. 02647
Postage	\$2.40
Certified Fee	.75
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to whom and Date Delivered	70
Return receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	\$3.85
Postmark or Date	JUL 24 1985

* U.S.G.P.O. 1984-446-014

PS Form 3800, Feb. 1982

P 135 317 (515)

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to	THE NEW YORK TIMES c/o BETTY H. SAVAGE
Street and No.	229 W. 43rd St.
P.O., State and ZIP Code	NEW YORK, N.Y. 10036
Postage	\$2.40
Certified Fee	.75
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to whom and Date Delivered	70
Return receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	\$3.85
Postmark or Date	JUL 24 1985

* U.S.G.P.O. 1984-446-014

PS Form 3800, Feb. 1982

PS Form 3811, July 1983

SENDER: Complete items 1, 2, 3 and 4.

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

3. Article Addressed to

N.Y. Times
229 W. 43rd St.
N.Y.C. 10036

4. Type of Service:

- ☐ Registered ☐ Insured
☒ Certified ☐ COD
☐ Express Mail

Article Number

317 (515)

Always obtain signature of addressee or agent and
DATE DELIVERED

5. Signature - Addressee

X

6. Signature - Agent

X

7. Date of Delivery

DOMESTIC RETURN

(ONLY if requested and fee paid)

CRISTINA
EXIT

11F

37

DOMESTIC RETURN RECEIPT

8. Addressee's Address (ONLY if requested and fee paid)

7. Date of Delivery

6. Signature - Agent

5. Signature - Addressee

DATE DELIVERED

Always obtain signature of addressee or agent and

4. Type of Service: ☒ Registered ☐ Insured ☐ COD ☐ Express Mail

Article Number: 590

3. Article Addressed to: EDWARD M. KENNEDY, U.S. SEN., HYANNISPORT, MASS.

1. Show to whom, date and address of delivery.

2. Restricted Delivery.

SENDER: Complete items 1, 2, 3 and 4.

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

PS Form 3800, Feb. 1982

P 708 122 590

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to: U.S. SEN. EDWARD M. KENNEDY

Street and No. HYANNISPORT

P.O., State and ZIP Code MASS. 02647

Postage \$35

Certified Fee 75

Special Delivery Fee

Restricted Delivery Fee

Return Receipt Showing to whom and Date Delivered 70

Return receipt showing to whom, Date, and Address of Delivery

TOTAL Postage and Fees \$184

Postmark: AUG 3 1985

PS Form 3800, Feb. 1982

DOMESTIC RETURN REC

PS Form 3811, July 1983

SENDER: Complete items 1, 2, 3 and 4.

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

1. ☐ Show to whom, date and address of delivery.

2. ☐ Restricted Delivery.

3. Article Addressed to: DIRECTOR OF THE U.S. F.B.I., U.S. DEPARTMENT OF JUSTICE, WASHINGTON, D.C. 20530

4. Type of Service: ☐ Registered ☐ Insured ☐ Certified ☐ COD ☐ Express Mail

Article Number: PD62 877 173

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature - Addressee

6. Signature - Agent: V.R. THORNTON (NF)

7. Date of Delivery: 8/14/85

8. Addressee's Address (ONLY if requested and fee paid)

P 062 877 173

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to: DIRECTOR OF THE FBI, U.S. DEPT OF JUSTICE, WASHINGTON, D.C. 20530

Street and No. U.S. DEPT OF JUSTICE

P.O., State and ZIP Code WASHINGTON, D.C. 20530

Postage \$56

Certified Fee 71

Special Delivery Fee

Restricted Delivery Fee

Return Receipt Showing to whom and Date Delivered 70

Return receipt showing to whom, Date, and Address of Delivery

TOTAL Postage and Fees \$127

Postmark or Date: AUG 14 1985

Form 3800, Feb. 1982

ORIGINAL
EXH
"F"

38

PS Form 3811, July 1983

SENDER: Complete items 1, 2, 3 and 4.
Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

3. Article Addressed to: **EDWARD M. KENNEDY**
DY, V.S. SENATOR
102 RUSSELL
WASHINGTON, D.C. 20510

4. Type of Service:
- ☐ Registered ☐ Insured
☐ Certified ☐ COD
☐ Express Mail

Article Number
P.062 877 (171)

Always obtain signature of addressee or agent and
DATE DELIVERED.

5. Signature - Addressee
X *[Signature]*

6. Signature - Agent
X

7. Date of Delivery

8. Addressee's Address (ONLY if requested and fee paid)



DOMESTIC RETURN RECEIPT

P 062 877 (171)

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to	EDWARD M. KENNEDY
Street and No.	102 RUSSELL
P.O., State and ZIP Code	WASHINGTON, D.C. 20510
Postage	\$56
Certified Fee	75
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to whom and Date Delivered	70
Return receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	\$121
Postmark or Date	LOS ANGELES, CA AUG 12 1983

* U.S.G.P.O. 1984-446-014

PS Form 3800, Feb. 1982

PS Form 3811, July 1983 447-845

SENDER: Complete items 1, 2, 3 and 4.

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

3. Article Addressed to: **JOSEPH SPANIL**
DIRECTOR, U.S. CUSTOMS
81 VERMONT AVE N.W.
WASHINGTON, D.C. 20541

4. Type of Service:
- ☐ Registered ☐ Insured
☐ Certified ☐ COD
☐ Express Mail

Article Number
P. 708 122
(591)

Always obtain signature of addressee or agent and
DATE DELIVERED.

5. Signature - Addressee
X

6. Signature - Agent
X *[Signature]*

7. Date of Delivery

8. Addressee's Address (ONLY if requested and fee paid)

DOMESTIC RETURN REC

P 708 122 (591)

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to	JOSEPH SPANIL
Street and No.	81 VERMONT AVE N.W.
P.O., State and ZIP Code	WASHINGTON, D.C. 20541
Postage	\$22
Certified Fee	75
Special Delivery Fee	
Restricted Delivery Fee	
Return Receipt Showing to whom and Date Delivered	70
Return receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees	\$167
Postmark or Date	LOS ANGELES, CA AUG 12 1983

* U.S.G.P.O. 1983-403-517

Form 3800, Feb. 1982

ORIGINAL
EXIT
"F"

39

PS Form 3811, July 1983 447-845

SENDER: Complete items 1, 2, 3 and 4.

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

1. ☒ Show to whom, date and address of delivery.

2. ☐ Restricted Delivery.

3. Article Addressed to: **SEN. EDWARD M. KENNEDY, c/o MARTIN EDWARD J. F. K. FED BLDG. RM 2400A BOSTON, MASS. 02203**

4. Type of Service: ☐ Registered ☐ Insured ☐ Certified ☐ COD ☐ Express Mail

Article Number: **P167 875 (333)**

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature - Addressee: *[Signature]*

6. Signature - Agent: *[Signature]*

7. Date of Delivery: **8/16**

8. Addressee's Address (ONLY if requested and fee paid): **SEN. EDWARD M. KENNEDY, c/o MARTIN EDWARD J. F. K. FED BLDG. RM 2400A BOSTON, MASS. 02203**

DOMESTIC RETURN RECEIPT

P 167 875 (333)

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

* U.S.G.P.O. 1984-446-014

Sent to: **SEN. EDWARD M. KENNEDY, c/o MARTIN EDWARD J. F. K. FED BLDG. RM 2400A BOSTON, MASS. 02203**

Street and No. **2400A**

P.O., State and ZIP Code **BOSTON, MASS. 02203**

Postage **56**

Certified Fee **75**

Special Delivery Fee

Restricted Delivery Fee

Return Receipt Showing to whom and Date Delivered **70**

Return receipt showing to whom, Date, and Address of Delivery

TOTAL Postage and Fees **201**

Postmark or Date **AUG 16 1985**

PS Form 3800, Feb. 1982

PS Form 3811, July 1983

SENDER: Complete items 1, 2, 3 and 4.

Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

1. ☐ Show to whom, date and address of delivery.

2. ☐ Restricted Delivery.

3. Article Addressed to: **ED MEESE, U.S. ATTORNEY GENERAL U.S. DEPT. OF JUSTICE WASHINGTON, D.C. 20530**

4. Type of Service: ☐ Registered ☐ Insured ☐ Certified ☐ COD ☐ Express Mail

Article Number: **P062 877 (170)**

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature - Addressee: *[Signature]*

6. Signature - Agent: *[Signature]*

7. Date of Delivery: **8/16**

8. Addressee's Address (ONLY if requested and fee paid): **ED MEESE, U.S. ATTORNEY GENERAL U.S. DEPT. OF JUSTICE WASHINGTON, D.C. 20530**

DOMESTIC RETURN RECEIPT

P 062 877 (170)

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

* U.S.G.P.O. 1984-446-014

Sent to: **ED MEESE, U.S. ATTORNEY GEN. DEPARTMENT OF JUSTICE WASHINGTON, D.C. 20530**

Street and No. **DEPARTMENT OF JUSTICE**

P.O., State and ZIP Code **WASHINGTON, D.C. 20530**

Postage **56**

Certified Fee **75**

Special Delivery Fee

Restricted Delivery Fee

Return Receipt Showing to whom and Date Delivered **70**

Return receipt showing to whom, Date, and Address of Delivery

TOTAL Postage and Fees **201**

Postmark or Date **AUG 16 1985**

PS Form 3800, Feb. 1982

ORIGINAL
EXH.
11 F 11
40

PS Form 3811, July 1983 447-845

SENDER: Complete items 1, 3 and 4.
Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

3. Article Addressed to: **SEN. EDWARD M. KENNEDY C/O TIM BROWN 113 SROB WASHINGTON D.C. 20510**

4. Type of Service: ☐ Registered ☐ Insured ☒ Certified ☐ COD ☐ Express Mail
Article Number: **P002 464 416**

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature - Addressee: *Audrey Saled*
6. Signature - Agent: *X*
7. Date of Delivery: **19 1985**
8. Addressee's Address (ONLY if requested and fee paid): **WASHINGTON D.C. 20510**

DOMESTIC RETURN RECEIPT

P 002 464 416

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to: **SEN. EDWARD M. KENNEDY C/O TIM BROWN**
Street and No.: **113 SROB**
P.O., State and ZIP Code: **WASHINGTON D.C. 20510**
Postage: **\$90**
Certified Fee: **75**
Special Delivery Fee:
Restricted Delivery Fee:
Return Receipt Showing to whom and Date Delivered: **70**
Return receipt showing to whom, Date, and Address of Delivery:
TOTAL Postage and Fees: **\$2.35**
Postmark or Date: **WASHINGTON BEACH, CA 1985**

PS Form 3800, Feb. 1982

PS Form 3811, July 1983

SENDER: Complete items 1, 2, 3 and 4.
Put your address in the "RETURN TO" space on the reverse side. Failure to do this will prevent this card from being returned to you. The return receipt fee will provide you the name of the person delivered to and the date of delivery. For additional fees the following services are available. Consult postmaster for fees and check box(es) for service(s) requested.

1. ☐ Show to whom, date and address of delivery.
2. ☐ Restricted Delivery.

3. Article Addressed to: **SEN. EDWARD M. KENNEDY 113 SROB, WASH. D.C. 20510 ATT. MR. BROWN**

4. Type of Service: ☐ Registered ☐ Insured ☒ Certified ☐ COD ☐ Express Mail
Article Number: **P062 877 175**

Always obtain signature of addressee or agent and DATE DELIVERED.

5. Signature - Addressee: *Audrey Saled*
6. Signature - Agent: *X*
7. Date of Delivery: **19 1985**
8. Addressee's Address (ONLY if requested and fee paid): **WASHINGTON D.C. 20510**

DOMESTIC RETURN RECEIPT

P 062 877 175

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent to: **SEN. EDWARD M. KENNEDY**
Street and No.: **113 SROB, WASH.**
P.O., State and ZIP Code: **D.C. 20510**
Postage: **\$56**
Certified Fee: **75**
Special Delivery Fee:
Restricted Delivery Fee:
Return Receipt Showing to whom and Date Delivered: **70**
Return receipt showing to whom, Date, and Address of Delivery:
TOTAL Postage and Fees: **\$201**
Postmark or Date: **WASHINGTON BEACH, CA 1985**

PS Form 3800, Feb. 1982

ORIGINAL

EXH

11F

41

PLAINTIFFS TELEPHONE CALL
REGARDING PLAINTIFFS DETRIMENT
AND CAUSES OF ACTION IN S.D.D.C.

PACIFIC BELL

213 673-2055-539-S

SEP 2 1985

PAGE 4 OF 4



AT&T COMMUNICATIONS CALLS

DATE	TIME	MIN	*	PLACE AND NUMBER CALLED	CHARGE
AUG 13	749A	13	D3	WASHINGTON DC 202 224 4543	✓ 2.78
	745A				

TOTAL \$26.03

* KEY SE-STATION EVENING
DD-DIAL DAY

D3-DIAL NIGHT-MULT RATE
DE-DIAL EVENING

PLAINTIFF EXPLAINED THE CONSPIRACY
ISSUES AND ADMONISHED MR. BROWN THE SENATE
REPRESENTATIVE THAT PLAINTIFF WILL SUIT THE SENATE
FOR BECAUSE HIS KNOWLEDGE MAKES HIM A CON-
SPIRATOR WITH THE 11 OTHERS.

EXIT F

ORIGINAL

-42-

San Diego County Integrated Narcotic Task Force

402 West 35th Street
National City, California 92050
(619) 293-6350

January 4, 1985

EXECUTIVE COMMITTEE

JOHN F. DUFFY, Sheriff
San Diego County Sheriff's Office
122 West "C" Street
San Diego, California 92101
(619) 236-2024

Mr. B. KOLENDER
Chief of Police
San Diego Police Department
101 West Market Street
San Diego, California 92101
(619) 236-4534

IOGENES K. GALANOS
Special Agent in Charge
Drug Enforcement Administration
U.S. Department of Justice
402 West 35th Street
National City, California 92050
(619) 293-5454

PROJECT COORDINATORS

ARRY J. DELANEY
Acting Special Agent in Charge
Drug Enforcement Administration
GEORGE T. DODSON
Captain
San Diego County Sheriff's Office

Petra Barajas
P.O. Box 7137
Chula Vista, CA 92012

Dear Ms. Barajas:

As stated in our letter of December 27, 1984,
L.A. LaMotte is deceased.

We are, therefore, returning the enclosed envelope.

All the individuals being sent correspondence and/or
documents from your office are no longer assigned to
the Narcotic Task Force, therefore, they should be
sent to the attention of the San Diego Police Department,
801 W. Market Street, San Diego, California.

Yours truly,



A.L. DiCerchio
Lieutenant

MS

Enclosure

18 USC JURISDICTION 1001
5242
75181

§ 2481. Deprivation of rights under color of law
Whoever, under color of any law, statute, ordinance, regulation,
or custom, willfully subjects any inhabitant of any State, Territory,
or District to the deprivation of any rights, privileges, or immuni-
ties secured or protected by the Constitution or laws of the United
States, or to different punishments, pains, or penalties, on account
of such inhabitant being an alien, or by reason of his color, or race,
than are prescribed for the punishment of citizens, shall be fined
not more than \$1,000 or imprisoned not more than one year, or both;
and if death results shall be subject to imprisonment for any term
of years or for life.

ORIGINAL EXH "6" 43-

1 3. The records of this office show that the United
2 States Attorney did not become aware of the fact that the plaintiff
3 had obtained a default against the federal defendants until
4 February 7, 1985.

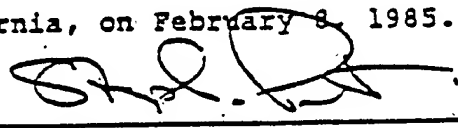
5 4. The matters and issues addressed in the federal
6 defendants' motion to set aside default and default judgment
7 are straight forward and require no extensive briefing.

8 5. It would serve to economize the time of the Court
9 and the parties to hear the motion to set aside the default
10 and default judgment on February 11, 1985, along with the motion
11 to dismiss already scheduled for that date.

12 6. The interests of justice would be served to hear
13 the motion to set aside the default and default judgment promptly,
14 to prevent any possible prejudice to the rights of the federal *
15 defendants that might occur if the default and default judgment
16 were allowed to stand for any substantial period of time.
17 For instance, it appears that plaintiff has obtained a default
18 judgment against the San Diego County Integrated Narcotics
19 Task Force erroneously, in violation of Rule 55(e), Federal
20 Rules of Civil Procedure, due to a misunderstanding of the
* 21 status of that federal entity. Plaintiff may possibly attempt
22 to execute on this judgment, if it is not promptly set aside.

23 I declare that the foregoing is true and correct.

24 Executed at San Diego, California, on February 8, 1985.

25 
26 STEPHEN V. PETIX
27 Assistant U. S. Attorney
28

EXH. A-2(a)

ORIGINAL EXH "6" -44-

A-APPX-11

R. E. Brown M.D.

M. H. Taylor M.D.

J. D. Killeen M.D.

E. L. Wilson M.D.

G. P. McFadden M.D.

Kearney Clinic Medical Group, Inc.

7525 UNGA VISTA ROAD
SAN DIEGO, CALIFORNIA 92111

TELEPHONE 377-4361

October 24, 1980

TO WHOM IT MAY CONCERN:

RE: Petra Barajas

In the early A.M. hours of, I believe, July 31, 1980 I received a phone call from the San Diego Police Station from Petra Barajas stating she had been picked up for drugs and alcohol. She stated that she had had no drugs, nor any alcohol to drink. She also told me she had been assaulted by two non-uniformed policemen.

I recommended that she request immediate blood and urine samples for drugs, and alcohol evaluation. I also told her to contact her family and have them take her to the emergency room or to my office on her release for further examination and evaluation. She was taken to Cabrillo Medical Center by her son for evaluation. I then saw her later in the office, the same date.

At the time I saw the patient she was abnormally distraught, almost incoherent, and in apparent physical and mental anguish.

Physically, she had bruises and swelling of the neck and forearm. She was mentally tearful and fearful. She was definitely delusional. She was positive that these men were going to find her and kill her.

Since that time she has improved both mentally and physically, but she continues to exhibit symptoms of mental illness.

I have taken care of this lady for over 20 years and can state unequivocally that the impact of this on her mental function has been marked. For Prognosis and permanent mental dysfunction I would recommend a psychiatric examination.

Sincerely,

James D. Killeen
James D. Killeen, M.D.

EXHT-B-1

ORIGINAL EXHIBIT - 45-

THE WITNESS DENIED THIS EVIDENCE PERMITTED BY THE FBI, EV. UNDER THE RESIDUAL TO THE HENRYAY RULE 803(24) 804(5) OF WHICH IN ADDITION DENIED ME OF THE DOCUMENTARY CRUCIAL TO THE WITNESS IN THE WITNESS TO THE FBI AND THE DETENTION UNIT.

A-APPX-3

EXHIBIT "C"MEDICAL EXPENSES

A) Children's Hospital	\$ 267.59
B) Cabrillo Medical Center	390.81
C) Kearny Mesa Medical Group	1,411.04
D) Dr. L.S. Rivkin	64.00
E) Dr. R.S. Gold	108.15
F) Dr. Barrera	322.00
G) Dr. T. MacSpeiden	3,235.00

§ 13960. Definitions LA. CIV. CODE

As used in this article:

(a) "Victim" shall mean any of the following persons:

(1) A person who sustains injury or death as a direct result of a crime of violence.

(2) Anyone legally dependent for his support upon a person who sustains injury or death as a direct result of a crime of violence.

(3) Any member of the family of a victim specified by paragraph (1) or any person in close relationship to such victim, if such member or person was present during the actual commission of the crime.

(4) In the event of a death caused by a crime of violence, any individual who legally assumes the obligation, or who voluntarily pays the medical or burial expenses incurred as a direct result thereof.

(b) "Injury" shall include physical or emotional injury. However, this article shall not be construed to apply to emotional injury unless such an injury is incurred by a person who also sustains physical injury or threat of physical injury or by a member or person as defined in paragraph (3) of subdivision (a).

(c) "Crime of violence" shall mean a crime or public offense as defined in Section 15 of the Penal Code which results in injury to a

P 180 347 421

RECEIPT FOR CERTIFIED MAIL

NO INSURANCE COVERAGE PROVIDED
NOT FOR INTERNATIONAL MAIL

(See Reverse)

Sent by <i>St. Louis office</i>	Postage <i>\$22</i>
Street and No. <i>36 - 257-300</i>	Certified Fee <i>75</i>
P.O. tag and zip code <i>63104-25014</i>	Special Delivery Fee
	Restricted Delivery Fee
Return Receipt Showing to whom and Date Delivered <i>70</i>	
Return receipt showing to whom, Date, and Address of Delivery	
TOTAL Postage and Fees <i>\$167</i>	
Postmark or Day	



ORIGINAL EXH "H" - 46-

PS Form 3800, Feb. 1982

ARREST/JUVENILE CONTACT REPORT

FRAUD-FRAUD

269116
DO NOT WRITE IN THESE SPACES

ARREST (1)
 (N) PC DUNK IN POOL 448 P.C. RESISTING ARREST
 DOB: 05/15/83 130 Bx Bx 6 00/37
 SACATAS, (N)
 4517 W. 2nd St. Bx 25
 586-54-0551 022-2235
 2nd State Broker Mac Realty
 1000 2nd Ave. 7/30/83 115
 T. McNair / F. Martinez

SEARCHED INDEXED SERIALIZED FILED
 AUG 1 1983
 FBI - SACATAS

HAIR	HAIR TYPE	HAIR COLOR	HAIR STYLE	HAIR TYPE	HAIR COLOR	HAIR STYLE	HAIR TYPE	HAIR COLOR	HAIR STYLE
HAIR TYPE	HAIR TYPE	HAIR TYPE	HAIR TYPE	HAIR TYPE	HAIR TYPE	HAIR TYPE	HAIR TYPE	HAIR TYPE	HAIR TYPE

EXHAUSTIVE
PRIMA FACIE
 THESE FEDERAL NARCOTIC AGENTS HAD NO
 LEGAL JURISDICTION OF MY PERSON UNLESS
 THIS FRAUDULENT ILLEGAL WARRANT LESS
 JUVENILE-ARREST, NOW WITNESSES OR PROOF

SEARCHED INDEXED SERIALIZED FILED
 AUG 1 1983
 FBI - SACATAS

EXHIBIT 4 - ARREST REPORT - 25

ORIGINAL EXHIBIT 4
 81-0314-JLT (117)

A-4-25

... servant's state of mind, especially his motive or intention with respect to the purpose of the act, will generally be relevant to a determination of the scope of the employment (Burns v. City of New York, 6 App. Div. 2d 30, 174 N.Y.S. 2d 192; Herr v. Simplex Paper Box Corp., 330 Pa. 129, 198 Atl. 309).

* A negligent act committed by the servant in abuse or excess of his authority will nonetheless render the master liable in damages if the act occurred within the general scope of the servant's employment, although the result will be otherwise where the servant's power to act was totally lacking (Horton v. Jones, 208 Miss. 257, 44 So. 2d 397; Brown v. Great Atlantic & Pac. Tea Co., 275 App. Div. 304, 89 N.Y.S. 2d 247; Howard v. Zaney Bar, 369 Pa. 155, 85 Atl. 2d 401). Similarly, a negligent act done in the prosecution of the master's business will render the latter liable even though the act was committed in violation of the master's express instructions, since acts done in the course of the business which the servant was employed to do are generally authorized as a matter of law where they are incident to the servant's assigned duties (Riddle v. Whisnant, 220 N.C. 131, 16 S.E. 2d 698; Barnes v. Mitchell, 341 Mich. 7, 67 N.W. 2d 208; Linam v. Murphy, 360 Mo. 1140, 232 S.W. 2d 937; Texas & P. Ry. Co. v. Hagenloh [Tex.], 241 S.W. 2d 669, affirmed 151 Tex. 191, 247 S.W. 2d 236).

As an exception to the foregoing rules, it is held in some jurisdictions that a master who entrusts the care of a dangerous instrumentality to his servant will remain liable even though the particular negligent act complained of was committed by the servant outside the scope of his employment. This exception is generally held to apply to all instrumentalities which are reasonably likely to inflict serious injury upon others if not properly cared for (MacNeil v. Perkins, 84 Ariz. 74, 324 Pac. 2d 211; Crenshaw Bros. Produce Co. v. Harper, 142 Fla. 27, 194 So. 353).

Sec. 177. Deviation and Abandonment. Whether a servant's deviation from the normal course or route of his employment is such as to bring him without the scope of his employment, and therefore exonerate his master from the application of *respondet superior*, depends on "whether the servant was at the time engaged in serving his master. If the act be done while the servant is at liberty from service and pursuing his own ends exclusively, the master is not responsible. If the servant was, at the time when the injury was inflicted, acting for himself and as his own master *pro tempore*, the master is not liable. If the servant step aside from the master's business, for however short a time, to do an act not connected with such business, the relation of master and servant is for the time suspended." (Marrier v. St. Paul, etc., Ry. Co., 31 Minn. 351, 17 N.W. 952, quoted with approval Davis v. Houghtelin, 33 Neb. 582; Galveston, etc., Ry. Co. v. Currie, 100 Tex. 136, 96 S.W. 1073.)

Not every deviation by the servant from the strict course of employment breaks the chain of responsibility, for a slight detour for a purpose personal to the servant, usually referred to as a "mere deviation" (Riley v. Standard Oil Co., 231 N.Y. 301, 132 N.E. 97), does not have such effect (Quinn v. Power, 87 N.Y. 535; Ritchie v. Waller, 63 Conn. 155, 23 Atl. 29; Western Union Tel. Co. v. Michel, 121 Fla. 511, 163 So. 86; Fuqua v. Lumbermens Supply Co. [Mo. App.], 76 S.W. 2d 715; Dafoe v. Grantski, 143 Neb. 344, 9 N.W. 2d 488; Adams v. S. C. Power Co., 200 S.C. 433, 21 S.E. 2d 17; Leuthold v. Goodman, 22 Wash. 2d 583, 157 Pac. 2d 326).

Where, however, the employee turns aside from the route, or from the course of conduct, of his employer's business—abandons it, even though only temporarily (Georgia Power Co. v. Shipp, 195 Ga. 446, 24 S.E. 2d 761; Stovall v. Jepson, 195 Miss. 115, 13 So. 2d 229; Master Auto Service Corp. v. Bowden, 179 Va. 507, 19 S.E. 2d 679)—acting "independently of his employer upon missions or purposes of his own" (Calloway, C. J., in Harrington

WARD, SANUEL
Attorneys at Law
by: J. MANUEL WARD
233 A St., Suite 1008
San Diego, Ca. 92101
(714) 234-6468

DEC 23 1981

CLERK U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY DEPUTY

Attorneys for Plaintiff, PETRA BARAJAS

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT

PETRA BARAJAS

Plaintiff,

vs.

T. DeCHAMPT, Individually,
F. MARTINEZ, Individually,
THE CITY OF SAN DIEGO, a
Municipal Corporation,
THE COUNTY OF SAN DIEGO,
A Government Unit,
THE SAN DIEGO POLICE DEPARTMENT,
and Unknown Watch Commander in the
San Diego Jail, Individually,

Defendants

CASE NO. 81-0314-K(I)

PLAINTIFF'S SECOND AMENDED
COMPLAINT FOR DEPRIVATION OF CIVIL RIGHTS
FOR ASSAULT BY POLICE OFFICERS ACTING
UNDER COLOR OF LAW; CONSPIRACY OF
CIVIL RIGHTS, DECLARATORY RELIEF, AND
DAMAGES

42 U.S.C. § 1983

28 U.S.C. § 1343(2) (3) (4); 2201, 2202

42 U.S.C. § 1985; 1981; 1986

(JURY DEMAND)

Plaintiff alleges:

JURISDICTION

1. This District Court has jurisdiction of the following claim by virtue
of federal statutes, title 42 U.S.C. § 1981, 1982, 1985, 1986, 28 U.S.C., 1343
(2) (3) (4), 2201, 2202, The United States Constitution, Amendments IV, V, VIII, IX
and XIV, and the constitution and laws of the State of California.

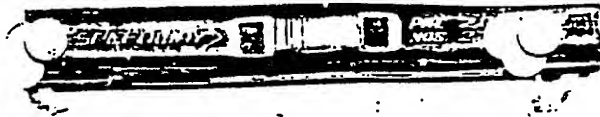
PLAINTIFF

2. The named Plaintiff PETRA BARAJAS is and at all times relevant has
been a citizen of the United States, residing in the City of San Diego,
State of California.

///

///

ORIGINAL EXHIBIT K-49 (1)



INVOICE ENCLOSED

M MICRO-SERVICE

"THE PROFESSIONAL COPYING SPECIALISTS"



RECORDS OF: PETRA E. BARAJAS
FROM: DR. J. KILLEEN/KEARNY MESA MEDICAL GROUP
SHARP CARRILLO HOSPITAL
DR. L. RIVKIN
FOR: PETRA BARAJAS
ATT:
W/O NO: 89100
FILE NO:
CASE NO: 81-0314-K(I)
CASE NAME: PETRA E. BARAJAS
vs.
T. DeCHANT

P.O. BOX 22268 • SAN DIEGO, CALIFORNIA 92122 • (714) 571-1115

ATTACHED EXH A

1 JOHN W. WITT, City Attorney
2 RONALD L. JOHNSON, Chief Deputy
3 ROBERT J. TRENTACOSTA, Deputy

4 Litigation Division
5 233 "A" Street
6 Suite 300
7 San Diego, CA 92101
8 Telephone: 236-7221

9 Attorneys for Defendants
10 City of San Diego, T.E. DeChandt
11 and F. Martinez

12 UNITED STATES DISTRICT COURT
13 SOUTHERN DISTRICT OF CALIFORNIA

14	PETRA BARAJAS,)	NO. 81-0314-JLI(I)
15)	
16	Plaintiff,)	NOTICE OF DEPOSITION
17)	
18	v.)	
19)	
20	T. E. DeCHANDT, et al.,)	
21)	
22	Defendants.)	

23 TO PLAINTIFF AND HER ATTORNEY OF RECORD:

24 PLEASE TAKE NOTICE that defendants CITY OF SAN DIEGO,
25 T. E. DeCHANDT, and FRANK MARTINEZ will take the deposition of
26 plaintiff, PETRA BARAJAS, at the time, date and location listed
27 below:

28 Date: Friday, November 4, 1983

Time: 10:30 a.m.

Location: Law Offices of Richard Pray
930 West Washington
Suite 9
San Diego, California 92103

26
27
28 ATTACH EXH A - 11-
ORIGINAL EXH "K" - 51-

1 JOHN W. WITT, City Attorney
2 RONALD L. JOHNSON, Chief Deputy
3 ROBERT J. TRENTACOSTA, Deputy

4 Litigation Division
5 233 "A" Street
6 Suite 300
7 San Diego, CA 92101
8 Telephone: 236-7221

9 Attorneys for Defendants DeChandt,
10 Martinez and City

11 UNITED STATES DISTRICT COURT
12 SOUTHERN DISTRICT OF CALIFORNIA

13 PETRA BARAJAS,

14 Plaintiff,

15 v.

16 T.E. DeCHANDT, et al.,

17 Defendants.

)
) No. 81-0314-JLI(I)
)

) NOTICE OF DEPOSITION OF
) DR. JAMES D. KILLEEN
)
)
)

18 TO: Plaintiff and her attorney of record, Richard Pray:

19 PLEASE TAKE NOTICE that commencing at 2:30 p.m. on Thursday,
20 February 16, 1984, Deputy City Attorney Robert J. Trentacosta will
21 take the deposition of Dr. James D. Killeen, at Kearny Mesa
22 Medical Group, 7525 Linda Vista Road, San Diego, CA 92111, upon
23 oral examination before a certified shorthand reporter and deposi-
24 tion notary; said deposition to continue from day to day until
25 completed.

26 DATED: February 6, 1984

27 JOHN W. WITT, City Attorney

28 By

Robert Trentacosta
Robert J. Trentacosta, Deputy

RJT:sf
2/6/84

ATTCHD EXH. A - 13 -

ORIGINAL EXH "K" - 52 -

1 JOHN W. WITT, City Attorney
2 RONALD L. JOHNSON, Chief Deputy
3 ROBERT J. TRENTACOSTA, Deputy

4 Litigation Division
5 233 "A" Street
6 Suite 300
7 San Diego, CA 92101
8 Telephone: 236-7221

9 Attorneys for Defendants DeChandt,
10 Martinez and City

11 UNITED STATES DISTRICT COURT
12 SOUTHERN DISTRICT OF CALIFORNIA

13 PETRA BARAJAS,)
14) No. 81-0314-JLI(I)
15 Plaintiff,)
16)
17 v.) NOTICE OF DEPOSITION
18) OF DR. THOMAS MacSPEIDEN
19 T.E. DeCHANDT, et al.,)
20 Defendants.)

21 TO: Plaintiff and her attorney of record, Richard Pray:

22 PLEASE TAKE NOTICE that commencing at 10:00 a.m. on Friday,
23 February 17, 1984, Deputy City Attorney Robert J. Trentacosta will
24 take the deposition of Dr. Thomas MacSpeiden, at 3944 Third Avenue
25 San Diego, California 92103, upon oral examination before a certi-
26 fied shorthand reporter and deposition notary; said deposition to
27 continue from day to day until completed.

28 DATED: February 6, 1984

JOHN W. WITT, City Attorney

By Robert Trentacosta
Robert J. Trentacosta, Deputy

RJT:sf
2/6/84

ATTCHD EXH. A - 14 -
ORIGINAL EXH. "K" - 53 -

Litigation Division
233 "A" Street, Ste. 300
San Diego, CA 92101
Telephone: 236-7221

UNITED STATES DISTRICT COURT

PETRA BARAJAS,

No. 81-0314-JLI(I)

v.

NOTICE OF DEPOSITION OF
DR. RUSSELL S. GOLD AND
REQUEST FOR PRODUCTION OF
DOCUMENTS

Defendants.

PLEASE TAKE NOTICE that commencing at 1:00 p.m. on Thursday,

March 15, 1984, Deputy City Attorney Robert J. Trentacosta will take the deposition of Dr. Russell S. Gold at 4060 4th Avenue, San Diego, CA 92103, upon oral examination before a certified shorthand reporter and deposition notary; said deposition to continue from day to day until completed.

ATTACH EXH A-15-
ORIGINAL EXH "K" - 54-

1 JOHN W. WITT, City Attorney
2 RONALD L. JOHNSON, Chief Deputy
3 EUGENE P. GORDON, Chief Deputy
4 ROBERT J. TRENTACOSTA, Deputy

5 Litigation Division
6 233 "A" Street, Ste. 300
7 San Diego, CA 92101
8 Telephone: 236-7221.

9 Attorneys for Defendants City
10 of San Diego, DeChandt & Martinez

11 UNITED STATES DISTRICT COURT
12 SOUTHERN DISTRICT OF CALIFORNIA

13 PETRA BARAJAS,

14 Plaintiff,

15 v.

16 T. DeCHANDT, et al.

17 Defendants.

)
) No. 81-0314-JLI(I)
)

) NOTICE OF DEPOSITION OF
) DR. JORGE A. BARRERA AND
) REQUEST FOR PRODUCTION OF
) DOCUMENTS
)

18 TO: Plaintiff and her attorney of record, Richard Pray:

19 PLEASE TAKE NOTICE that commencing at 11:00 a.m. on Thursday,
20 March 22, 1984, Deputy City Attorney Robert J. Trentacosta will
21 take the deposition of Dr. Jorge A. Barrera at 4060 4th Avenue,
22 San Diego, CA 92103, upon oral examination before a certified
23 shorthand reporter and deposition notary; said deposition to
24 continue from day to day until completed.

25 /////

26 /////

27 /////

28 /////

ATTACHED EXH-A-17-
ORIGINAL EXH "K" -55-

1 JOHN W. WITT, City Attorney
2 RONALD L. JOHNSON, Chief Deputy
3 ROBERT J. TRENTACOSTA, Deputy

4 Litigation Division
5 233 "A" Street
6 Suite 300
7 San Diego, CA 92101
8 Telephone: 236-7221

9 Attorneys for Defendants DeChandt,
10 Martinez and City

11 UNITED STATES DISTRICT COURT
12 SOUTHERN DISTRICT OF CALIFORNIA

13 PETRA BARAJAS,)	
14 Plaintiff,)	No. 81-0314-JLI(I)
15 v.)	NOTICE OF DEPOSITION OF
16 T.E. DeCHANDT, et al.,)	DR. DANIEL MUNOZ AND
17 Defendants.)	REQUEST FOR PRODUCTION OF
)	DOCUMENTS

18 TO: Plaintiff and her attorney of record, Richard Pray:

19 PLEASE TAKE NOTICE that commencing at 2:30 p.m. on
20 Thursday, February 16, 1984, Deputy City Attorney Robert J.
21 Trentacosta will take the deposition of Dr. Daniel Munoz, at
22 2755 Jefferson, Carlsbad, CA 92008, upon oral examination
23 before a certified shorthand reporter and deposition notary;
24 said deposition to continue from day to day until completed.

25 /////

26 /////

27 /////

28 /////

29 /////

30 /////

31 /////

32 /////

33 /////

34 /////

35 /////

36 /////

ATTACHED EXH A - 19
ORIGINAL EXH "K" - 56

1 PETRA BARAJAS

2 P.O. BOX 7137

3 CHULA VISTA, CA.

4 92012

5 IN PROPIA PERSONA

6
7 UNITED STATES DISTRICT COURT
8 SOUTHERN DISTRICT OF CALIFORNIA

9 PETRA BARAJAS,
10 PLAINTIFF,

11 VS.

12 U.S. GOVERNMENT, ET AL,
13 DEFENDANTS.

CIV. NO. 84-2463-G (M)

NOTICE OF MOTION

PARTIAL SUMMARY JUDGMENT

F.R.C.P. 56 (a)

DATE: JANUARY 14, 1985

TIME: 10:30 AM.

14 TO: DEFENDANTS AND ATTORNEYS OF RECORD

15 PLEASE TAKE NOTICE, THAT ON OR BEFORE

16 JANUARY 14, 1985, 10:30 A.M. OR SOON THEREAFTER

17 AS MAY BE HEARD IN THE COURTROOM OF THE HONORABLE

18 EARL B. GILLIAM OF THE ABOVE ENTITLED COURT, LOCATED

19 AT 940 FRONT STREET SAN DIEGO, CA. 92189,

20 THE PLAINTIFF, IN PROPIA PERSONA, WILL MOVE

21 THIS COURT FOR AN ORDER GRANTING SUMMARY JUDGMENT

22 IN PART - ON ISSUE OF LIABILITY - [OTHER ISSUES TO BE TRIED

23 F.R.C.P. 56 (c) (d).] STATEMENT OF LAW - ATTACHED MEMORANDUM

24 DATED: NOVEMBER 13, 1984

25
26 Petra Barajas
27 PETRA BARAJAS
28 IN PROPIA PERSONA

ORIGINAL EXH "K"

-57-
6-

1 PETRA BARAJAS
2 P.O. BOX 7137
3 CHULA VISTA, CA
4 92012

5 IN PROPIA PERSONA

6
7
8 UNITED STATES DISTRICT COURT
9 SOUTHERN DISTRICT OF CALIFORNIA

10 CIVIL NO. 84-2463-G(m)

11 PETRA BARAJAS,
12 PLAINTIFF.

ORDER

GRANTING PARTIAL SUMMARY
JUDGEMENT F.R.C.P. 56(c)(2)
[ON ISSUE OF LIABILITY]

13 VS.

14 U.S. GOVERNMENT, ET AL.,
15 DEFENDANTS.

16 PLAINTIFF'S MOTION FOR SUMMARY JUDGEMENT
17 HAVING COME ON REGULARLY TO BE HEARD THIS DAY,
18 AND IT APPEARING THAT NOTICE OF MOTION WAS GIVEN
19 TO DEFENDANT PURSUANT TO RULE 56(c) OF THE
20 FEDERAL RULES OF CIVIL PROCEDURE, AND THE COURT
21 HAVING CONSIDERED THE AFFIDAVIT OF PLAINTIFF IN SUPPORT
22 OF THE MOTION, AND PLEADINGS, DEPOSITIONS, ANSWERS
23 TO INTERROGATORIES, AND ADMISSIONS, ON [FILE CASE NO.
24 81-0314-JLI (cm)] RECORD TRANSCRIPTS OF JURY
25 TRIAL OCTOBER 2-4-1984.

26 WITH PETRA BARAJAS APPEARING IN PROPIA PER-
27 SONA, AND UNDETERMINED NAMED COUNSEL APPEARING
28 AS ATTORNEYS FOR DEFENDANTS.

ORIGINAL EXH "K"

-58-



ORIGINAL EXH. K-11
ATKHO EXH. A-10-59-

(13)



VACANT LOTS

FAST



Reg.(714) 223-0238

CHULA VISTA, CA 92016
(714) 435-4101

• (714) 425-8110 •

[illegible]

LOCATION and AMENITIES WORTH

\$150,000.

BRING YOUR BUYERS
HAVE A GREAT DAY!

091679/091680	SUB	GBR	\$135,00
---------------	-----	-----	----------

ATTACHED EXH. A

ORIGINAL
EXH "K" 11

[illegible]

VERIFICATION OF PHYSICAL OR MENTAL INCAPACITY

COUNTY USE ONLY	
APPLICANT NAME <u>BARAJAS, PETRA</u>	
CASE NUMBER <u>09</u>	DATE OF APPLICATION <u>7-31-80</u>
CASE WORKER NUMBER <u>2722</u>	DISTRICT NUMBER

In accordance with California Food Stamp Manual Section 63-2222.3, persons who are physically or mentally incapable of engaging in gainful employment may be exempted from the food stamp work registration requirement. Any such exemption must be clearly documented by either obvious physical evidence of disability, receipt of OASDI, or by specific documentary evidence of incapacity. When properly completed, this form may furnish the requisite documentary evidence.

PART I. APPLICANT STATEMENT

PETRA BARAJAS, certify that I am incapable of engaging in gainful employment for the following reason(s): (List and describe the nature of your disability)

Illness described by Physician

further authorize the release of all information regarding my disability to the SAN DIEGO County Welfare Department.

APPLICANT SIGNATURE Petra Barajas DATE Aug. 1, 1980

APPLICANT ADDRESS (number, street, city, zip) 4517 W. 64th. Longview Blvd Apt. 101 S.D.

PART II. STATEMENT OF PHYSICIAN OR OTHER MEDICAL AUTHORITY

NAME: Dr. F. D. Killen

TITLE: Physician

ADDRESS: 2575 Linda Vista Rd. S.D.

TELEPHONE: 277-2361

I certify that _____ is, in my professional opinion, mentally and/or physically incapable of engaging in gainful employment as a result of the following condition(s): (List and describe the nature of the disability)

Acute anxiety due to physical abuse -
whiplash and sprain Both wrists.

Inability to engage in gainful employment will continue:

Indefinitely ☐ Up to 3 months ☒ 3 to 6 months ☐ 6 months to 1 year

Other (explain) _____

SIGNATURE OF PHYSICIAN OR OTHER MEDICAL AUTHORITY: Dr. F. D. Killen

DATE 8/1/80

PLEASE MAIL THIS STATEMENT WITHIN 20 DAYS TO:

COUNTY STAMP

ORIGINAL EXH "K"
ATTCHD EXH A-7-61-

FILED
RECORDED
NOV 19 1984
CLERK OF DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY Patricia Barajas DEPUTY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

PETRA BARAJAS,
Plaintiff,

vs.

U.S. GOVERNMENT, ET AL.,

Defendant,

No. 84-2463 E (111)

DECLARATION OF SERVICE

Person served: WILLIAM FRENCH
SMITH, U.S. ATTORNEY

Date served:
NOVEMBER 16, 1984

I, The undersigned declare under penalty of perjury that I am over the age of eighteen years and not a party to this action; that I served the above-named person the following documents: NOTICE OF MOTION, MOTION FOR PARTIAL SUMMARY JUDGMENT, AFFIDAVIT, ORDER GRANTING & EXHIBITS in the following manner: (check one)

- 1) ☐ By personally delivering copies to the person served.
- 2) ☐ By leaving, during usual office hours, copies in the office of the person served with the person who apparently was in charge and thereafter mailing (by first-class mail, postage prepaid) copies to the person served at the place where the copies were left.
- 3) ☐ By leaving copies at the dwelling house, usual place of abode, or usual place of business of the person served in the presence of a competent member of the household or a person apparently in charge of his office or place of business, at least 18 years of age, who was informed of the general nature of the papers, and thereafter mailing (by firstclass mail, postage prepaid) copies to the person served at the place where the copies were left.
- 4) ☒ By placing a copy in a separate envelope, with postage fully prepaid, for each address named below and depositing each in the U. S. Mails at San Diego, California on Nov. 16, 1984.

THE WHITE HOUSE OFFICE
1600 PENNSYLVANIA AVE. N.W.
WASHINGTON, D.C. 20500

U.S. DEPARTMENT OF JUSTICE
CONSTITUTION AVE. & 10TH N.W.
WASHINGTON, D.C. 20530

1405 EYES ST. N.W.
WASHINGTON, D.C. 20521
U.S. DISTRICT COURT
940 FRONT ST.
SAN DIEGO, CA 92189

Executed on NOVEMBER 16, 1984 at San Diego, California

CS ORIGINAL EXHIBIT "K"

62
Fessell L. Hancock

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

NOV 19 1984

CLERK OF COURT
SAN DIEGO DISTRICT COURT
BY *[Signature]*

PETRA BARAJAS,

Plaintiff

vs.

U.S. GOVERNMENT ET AL,

Defendant.

No. 84-24635 (M)

DECLARATION OF SERVICE

Person served:

JUDGES OF FACTS
90 JURY CLERK
U.S. DISTRICT COURT, JURY FOREMAN IV
DAVID ORTIZ ET AL, DEFENDANTS

Date served:

NOVEMBER 16, 1984

I, The undersigned declare under penalty of perjury that I am over the age of eighteen years and not a party to this action; that I served the above-named person the following documents: AFFIDAVIT, ORDER GRANTING AND MOTION FOR PARTIAL SUMMARY JUDGMENT AND EXHIBITS in the following manner: (check one)

- 1) ☐ By personally delivering copies to the person served.
- 2) ☐ By leaving, during usual office hours, copies in the office of the person served with the person who apparently was in charge and thereafter mailing (by first-class mail, postage prepaid) copies to the person served at the place where the copies were left.
- 3) ☐ By leaving copies at the dwelling house, usual place of abode, or usual place of business of the person served in the presence of a competent member of the household or a person apparently in charge of his office or place of business, at least 18 years of age, who was informed of the general nature of the papers, and thereafter mailing (by firstclass mail, postage prepaid) copies to the person served at the place where the copies were left.
- 4) ☒ By placing a copy in a separate envelope, with postage fully prepaid, for each address named below and depositing each in the U. S. Mails at San Diego, California on Nov. 16, 1984.

THE WHITE HOUSE OFFICE
1600 PENNSYLVANIA AVE. N.W.
WASHINGTON, D.C. 20500

U.S. DEPARTMENT OF JUSTICE
CONSTITUTION AVE. & 10TH N.W.
WASHINGTON, D.C. 20530

1405 EYES ST. N.W.
WASHINGTON, D.C. 2053
U.S. DISTRICT COURT
940 FRONT ST.
SAN DIEGO, CA 92189

Executed on NOVEMBER 17, 1984 at San Diego, California

ORIGINAL EXHIBIT

63
[Signature]

mc484

27/15-021

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

NOV 19 1984

CLERK OF DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
SAN DIEGO, CALIFORNIA

PETRA BARAJAS,

Plaintiff

vs.

U.S. GOVERNMENT, et al.,

Defendant,

No. 84-24635 (m)

DECLARATION OF SERVICE

Person served: U.S. DRUG ENFORCE-
MENT ADMINISTRATION

Date served:

NOVEMBER 16, 1984

I, The undersigned declare under penalty of perjury that I am over the age of eighteen years and not a party to this action; that I served the above-named person the following documents: AFFIDAVIT, ORDER GRANTING, NOTICE OF

MOTION AND MOTION FOR PARTIAL SUMMARY JUDGMENT & EXHIBITS in the following manner: (check one)

- 1) ☐ By personally delivering copies to the person served.
- 2) ☐ By leaving, during usual office hours, copies in the office of the person served with the person who apparently was in charge and thereafter mailing (by first-class mail, postage prepaid) copies to the person served at the place where the copies were left.
- 3) ☐ By leaving copies at the dwelling house, usual place of abode, or usual place of business of the person served in the presence of a competent member of the household or a person apparently in charge of his office or place of business, at least 18 years of age, who was informed of the general nature of the papers, and thereafter mailing (by firstclass mail, postage prepaid) copies to the person served at the place where the copies were left.
- 4) ☒ By placing a copy in a separate envelope, with postage fully prepaid, for each address named below and depositing each in the U. S. Mails at San Diego, California on NOV. 16, 1984.

THE WHITE HOUSE OFFICE
1600 PENNSYLVANIA AVE. N.W.
WASHINGTON, D.C. 20500

U.S. DEPARTMENT OF JUSTICE
CONSTITUTION AVE. & 10TH N.W.
WASHINGTON, D.C. 20530

1405 EYES ST. N.W.
WASHINGTON, D.C. 2053
U.S. DISTRICT COURT
940 FRONT ST.
SAN DIEGO, CA 92189

Executed on NOVEMBER 16, 1984 at San Diego, California

ORIGINAL EXHIBIT "K" 11

64
Farrell D. Harbuck

FILED
ENTERED
LOGGED
INDEXED

NOV-19 1984

CLERK OF DISTRICT COURT
U.S. DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
J. J. [Signature]

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

PETRA BARAJAS,
Plaintiff,
vs.
U.S. GOVERNMENT, ET AL.,
Defendant,

No. 84-2463 E (M)

DECLARATION OF SERVICE

Person served: RONALD REAGAN,
PRESIDENT,

Date served:

NOVEMBER 16, 1984

I, The undersigned declare under penalty of perjury that I am over the age of eighteen years and not a party to this action; that I served the above-named person the following documents: AFFIDAVIT, ORDER GRANTING, NOTICE OF

MOTION AND MOTION FOR PARTIAL SUMMARY JUDGMENT & EXHIBITS in the following manner: (check one)

- 1) ☐ By personally delivering copies to the person served.
- 2) ☐ By leaving, during usual office hours, copies in the office of the person served with the person who apparently was in charge and thereafter mailing (by first-class mail, postage prepaid) copies to the person served at the place where the copies were left.
- 3) ☐ By leaving copies at the dwelling house, usual place of abode, or usual place of business of the person served in the presence of a competent member of the household or a person apparently in charge of his office or place of business, at least 18 years of age, who was informed of the general nature of the papers, and thereafter mailing (by firstclass mail, postage prepaid) copies to the person served at the place where the copies were left.
- 4) ☒ By placing a copy in a separate envelope, with postage fully prepaid, for each address named below and depositing each in the U. S. Mails at San Diego, California on NOV. 16, 1984.

THE WHITE HOUSE OFFICE
1600 PENNSYLVANIA AVE. N.W.
WASHINGTON, D.C. 20500

U.S. DEPARTMENT OF JUSTICE
CONSTITUTION AVE. & 10TH N.W.
WASHINGTON, D.C. 20530

1405 EYES ST. N.W.
WASHINGTON, D.C. 20537
U.S. DISTRICT COURT
940 FRONT ST.
SAN DIEGO, CA 92189

Executed on NOVEMBER 16, 1984 at San Diego, California

ORIGINAL EXHIBIT "K"

mc484

65
[Signature]

FBI

TRANSMIT VIA:

- ☐ Teletype
☐ Facsimile
☒ AIRTEL

PRECEDENCE:

- ☐ Immediate
☐ Priority
☐ Routine

CLASSIFICATION:

- ☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ UNCLAS E F T O
☐ UNCLAS

Date 12/27/85

TO : DIRECTOR, FBI
 (ATTN: [REDACTED] LEGAL COUNSEL DIVISION)

b6

FROM : SAC, SAN FRANCISCO (197-0) (SQ. #6)

SUBJECT: PETRA BARAJAS

vs.

EDWARD M. KENNEDY, ET AL.,
 (U.S.D.C., C.D. of CAL.)

Civil Action Number CIV-85-6613 TJH (JRX)

Re airtel from Legal Counsel Division, dated 11/29/85.

Upon receipt of referenced communication, San Francisco initiated an indices search regarding plaintiff. The results of that search were negative. Consequently, no "197" report will be forthcoming from San Francisco.

197-6029-3

10 DEC 30 1985

② - Bureau

- 1 - San Diego (Attn: Principal Legal Advisor) (Info)
 1 - Los Angeles (Attn: Principal Legal Advisor) (Info)
 1 - San Francisco (197-0)

JDW/er
 (5)

Approved: _____ Transmitted: _____ Per: _____
 (Number) (Time)

117 MAR 11 1986

b6

Memorandum



Exec AD Adm. _____
Exec AD Inv. _____
Exec AD LES _____
Asst. Dir.:
Adm. Servs. _____
Crim. Inv. _____
Ident. _____
Insp. _____
Intell. _____
Lab. _____
Legal Coun. _____
Off. Cong. & Public Affs. _____
Rec. Mgnt. _____
Tech. Servs. _____
Training _____
Telephone Rm. _____
Director's Sec'y _____

To : The Director

Date 11/29/85

From : Legal Counsel *3/29*

Subject : PETRA BARAJAS v.
E. M. KENNEDY, et al.
(U.S.D.C., C.D. CA.)
CIVIL ACTION NO. CV85-6613-TJH

PURPOSE: To advise you that you have been named individually as a defendant in the above-captioned suit, and to obtain your signature on a letter to the Attorney General requesting Department of Justice (DOJ) representation.

RECOMMENDATIONS: 1) That you sign the enclosed letter requesting DOJ representation in this matter and return it to Legal Counsel Division for transmittal to DOJ.

APPROVED:

Hed Director *W. H. W.*
Exec. AD-Adm. _____ Ident. _____
Exec. AD-Inv. _____ Inspection _____
Exec AD-LES _____ Intell. _____
Adm. Servs. _____ Laboratory _____
Crim. Inv. _____ Legal Coun. *3/29*
Off. of Cong. & Public Affs. _____
Rec. Mgnt. _____
Tech. Servs. _____
Training _____

2) That you notify your professional liability insurance carrier of captioned litigation wherein you are named individually.

APPROVED:

Hed Director *W. H. W.*
Exec. AD-Adm. _____ Ident. _____
Exec. AD-Inv. _____ Inspection _____
Exec AD-LES _____ Intell. _____
Adm. Servs. _____ Laboratory _____
Crim. Inv. _____ Legal Coun. *3/29*
Off. of Cong. & Public Affs. _____
Rec. Mgnt. _____
Tech. Servs. _____
Training _____

SYNOPSIS AND DETAILS: Enclosed for your information is one copy each of the summons and complaint and a letter to the Attorney General requesting DOJ representation.

Enclosures (3) - Sent 12/3/85

1 - [] (Encs.)
1 - []
1 - CLU I

BD:jh (4)

(CONTINUED - OVER)

108 MAR 26 1986

Memorandum from Legal Counsel to The Director
Re: Petra Barajas v. E. M. Kennedy, et al.

Plaintiff is seeking compensatory damages in the amount of 11 million dollars from each defendant (including Senators KENNEDY and WILSON, Attorney General MEESE, and Secretary of the Treasury BAKER), and punitive damages in varied amounts from each defendant including 26 million dollars from you.

Plaintiff's allegations are vague and rambling and include references to fifty pages of exhibits of questionable applicability. She claims that on July 30, 1980 defendants [redacted] (neither is named as defendant in subject action) attempted to kidnap, rape and kill her in an unmarked van with out-of-state license plates, that the use of handcuffs cut her blood circulation, causing five years and three months of constant pain.

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b7C

The situation leading to this action was the dismissal of prior lawsuits brought by the plaintiff against San Diego police officers [redacted]. The misconduct by those officers is alleged to have occurred during the course of her arrest for being drunk in public and for resisting arrest.

Plaintiff claims that she complained to FBI officials in San Francisco and Los Angeles on June 27, 1985, and that she has not been notified of any investigation by the FBI. She further claims that her communication to the Director's office has elicited no response.

Since you are named individually as a defendant, I recommend you make appropriate notification of that fact to your professional liability insurance carrier.

Assistant Attorney General
Civil Division - Torts Branch

December 5, 1985

Assistant Director - Legal Counsel
Federal Bureau of Investigation

PETRA BARAJAS v.
E. M. KENNEDY, et al.
(U.S.D.C., C.D. CA.)

FEDERAL GOVERNMENT

CIVIL ACTION NO. CV85-6613-TJH

Enclosed please find copies of the summons and complaint filed in the captioned matter and a letter from the Federal Bureau of Investigation (FBI) Director William H. Webster to the Attorney General in which the Director requests Department of Justice (DOJ) representation. As stated therein Director Webster has not been personally served with the summons and complaint.

Plaintiff is seeking compensatory damages in the amount of \$11 million from each defendant (including Senators KENNEDY and WILSON, Attorney General MEESE, and Secretary of the Treasury BAKER), and punitive damages in varied amounts from each defendant (from \$26 million to \$500 million).

Plaintiff's allegations are vague and rambling and include references to fifty pages of exhibits of questionable applicability. She claims that on July 30, 1980 defendants [redacted] (neither is named as defendant in subject action) attempted to kidnap, rape and kill her in an unmarked van with out-of-state license plates, that the use of handcuffs cut her blood circulation, causing five years and three months of constant pain.

- 1 - Los Angeles (Enc. 1)
Attention: Principal Legal Advisor
1 - San Diego (Enc. 1)
Attention: Principal Legal Advisor
1 - San Francisco (Enc. 1)
Attention: Principal Legal Advisor
1 - [redacted]
1 - CLU I

BD:th (9)

ENCLOSURE

ENCLOSURE ATTACHED

Exec AD Adm. _____
Exec AD Inv. _____
Exec AD LES _____
Asst. Dir.:
Adm. Servs. _____
Crim. Inv. _____
Ident. _____
Insp. _____
Intell. _____
Lab. _____
Legal Coun. _____
Off. Cong. & Public Affs. _____
Rec. Mgnt. _____
Tech. Servs. _____
Training _____
Telephone Rm. _____
Director's Sec'y _____

26 APR 8 1985
MAIL ROOM

DEC 13 1985

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b7C

FILE
197-6029-5
9291338

Assistant Attorney General
Civil Division - Torts Branch

The situation leading to this action was the dismissal of prior lawsuits brought by the plaintiff against San Diego Police Officers [redacted] among others. The misconduct by those officers is alleged to have occurred during the course of her arrest for being drunk in public and for resisting arrest.

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b7C

Her allegations in the captioned action attempt to challenge the jurisdiction of the court in the prior lawsuits because [redacted] were alleged to be FDA agents, and as such, they were improperly represented by the city of San Diego, and therefore the judgment rendered for the defendants was illegal.

Plaintiff claims that she complained to FBI officials in San Francisco and Los Angeles, and that she has not been notified of any investigation by the FBI. She further claims that her communication to the Director's office has elicited no response.

This office is of the opinion that any actions by Director Webster regarding the subject matter of this lawsuit were taken within the scope of his employment and that representation by the DOJ is warranted under Title 28, Code of Federal Regulations, Section 50.15. A letterhead memorandum detailing the facts giving rise to this action will be forwarded upon receipt by this office.

If this office may be of further assistance, please contact Mrs. [redacted] Civil Litigation Unit I (FTS) 324-4532.

Enclosures (2)

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b7C

1 - Honorable Robert C. Bonner
Room 1306
312 North Spring Street
Los Angeles, California 90012

Attention: Ms. [redacted]
Assistant United States Attorney

ENCLOSURE

197-6029-5



U.S. Department of Justice

Federal Bureau of Investigation

Office of the Director

Washington, D.C. 20535

November 29, 1985

Honorable Edwin Meese III
The Attorney General
Washington, D.C.

Re: PETRA BARAJAS v.
E. M. KENNEDY, et al.
(U.S.D.C., C.D. CA.)
CIVIL ACTION NO. CV85-6613-TJH

Dear Mr. Attorney General:

I have been named as a defendant in the above-stated civil action. I have not been served personally with the summons and complaint.

All actions taken by me in regard to the subject matter of this suit were done within the scope of my employment by the Federal Bureau of Investigation.

I have not retained private counsel and hereby request representation by the Department of Justice.

Sincerely yours,

William H. Webster
Director

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

CASE NUMBER

PETRA BARAJAS, PLAINTIFF(S)

CV- 85 661 TJH (ex)

VS.

E.M. KENNEDY, U.S. SENATOR,
SEE ATTACHED DEFENDANT(S)

S U M M O N S

Govt

TO THE ABOVE-NAMED DEFENDANT(S), You are hereby summoned and required to serve upon

PETRA BARAJAS
P.O. BOX 91713
LOS ANGELES, CA
90009

Plaintiff's attorney, whose address is:

an answer to the complaint which is herewith served upon you within 60 days
after service of this summons upon you, exclusive of the day of service. If you
fail to do so, judgment by default will be taken against you for the relief
demanded in the complaint.

DATE: 8 OCT 1985

CLERK, U.S. DISTRICT COURT

By Jim Holmes
Deputy Clerk

SEAL

(SEAL OF THE COURT)

S U M M O N S

AIRTEL

11/29/85

Director, FBI

SAC, Los Angeles
Attention: Principal Legal Advisor

PETRA BARAJAS v.
EDWARD M. KENNEDY, et. al.
(U.S.D.C., C.D. CA.)
CIVIL ACTION NO. CIV-85-6613 TJH (JRX)

Enclosed is one copy each of the summons and complaint in the above-captioned action.

Los Angeles, San Francisco and San Diego are requested to open a new 197 case pursuant to Section 197, Manual of Investigative Operations and Guidelines and to submit a Letterhead Memorandum containing a precise recitation of the facts and a statement of the legal issues involved.

Requested information should be submitted FBIHQ, Legal Counsel Division.

Should you have any questions, please contact Mrs. [redacted] at (FTS) 324-4532.

Enclosures (2) ENCLOSURE

ENCLOSURE ATTACHED

DEC 2 1985

MAILED 10

- 1 - SAC, San Diego
Attention: Principal Legal Advisor
- 1 - SAC, San Francisco
Attention: Principal Legal Advisor
- 1 - Mrs. [redacted]
- 1 - CLU I

197-6029-6

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b7c

Exec AD Adm. _____
Exec AD Inv. BD: [redacted] (5)
Exec AD LES _____

3 DEC 29 1985

Asst. Dir.: NOTE: Requests information necessary to prepare litigation report.

Adm. Servs. _____
Crim. Inv. _____
Ident. _____
Insp. _____
Intell. _____
Lab. _____
Legal Coun. _____
Off. Cong. & Public Affs. _____
Rec. Mgmt. _____
Tech. Servs. _____
Training _____
Telephone Rm. _____
Director's Sec'y _____

108 APR 9 1986

MAIL ROOM

FILE 197-6029

97338

[redacted]

ENCLOSURE

197-6029-6

FBI

TRANSMIT VIA:

☐ Teletype
☐ Facsimile
☒ Airtel

PRECEDENCE:

☐ Immediate
☐ Priority
☒ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ UNCLAS E F T O
☒ UNCLAS

Date 12/13/85

TO: DIRECTOR, FBI
 (ATTN: [REDACTED] LCD)

FROM: SAC, SAN DIEGO (197-NEW) (RUC)

SUBJECT: PETRA BARAJAS VS
 EDWARD M. KENNEDY, et al
 USDC CD CA
CIVIL ACTION #CIV85-6613
 TJH (JRX)

Re Bureau airtel to Los Angeles dated 11/29/85.

Enclosed for the Bureau and Los Angeles are two copies of an LHM dated and captioned as above.

We recommend that a motion to dismiss be filed pursuant to Rule 12 (b), Federal Rules of Civil Procedure.

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② DET
 2- Bureau
 2- Los Angeles
 1- San Diego
 GML/nev
 (5)

1 DET kel
 2- ENCLOSURE

-1*-

Approved: _____ Transmitted _____ Per _____
 (Number) (Time)



U.S. Department of Justice

Federal Bureau of Investigation

In Reply, Please Refer to
File No.

San Diego, California
December 13, 1985

PETRA BARAJAS VS
EDWARD M. KENNEDY, ET AL
UNITED STATES DISTRICT COURT

San Diego indices contain [redacted]
[redacted] That file is captioned [redacted]
[redacted] Officers, San Diego Police Department; [redacted]
[redacted] - Victim; Civil Rights." Set forth below is a summary
of information contained in that file:

On April 26, 1985, [redacted] female, Hispanic, complained to the Federal Bureau of Investigation (FBI), Los Angeles, California, that she was battered and assaulted by San Diego Police Officers [redacted] on July 30, 1980, at the time of her arrest for being drunk in public and resisting arrest. [redacted] stated she was shown some sort of badge, placed under arrest and handcuffed. Believing she was being abducted, [redacted] struggled with the officers. Officer [redacted] choked her and later she passed out. She did not complain to the FBI sooner as she just found out there were criminal sanctions. According to the police report, [redacted] was observed staggering to the right and left as she walked. Officer [redacted] identified himself and asked [redacted] to stop. He detected the strong odor of an alcoholic beverage on her breath as she told him to leave her alone. She continued to walk, and [redacted] again identified himself and ordered her to stop. She pushed him aside and began to run. [redacted] pursued her and [redacted] began to struggle with him, kicking [redacted] in the leg and biting Officer [redacted] on the right wrist. A Sleeper hold was applied by [redacted] on [redacted] to subdue her. [redacted] was charged with being drunk in a public place and unable to care for her own safety or that of others around her and resisted arrest. Assistant United States Attorney (AUSA) San Diego advised that a 5 year statute of limitation applies to civil rights statutes.

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197-6029-7
ENCLOSURE

FBI

TRANSMIT VIA:

☒ Teletype
☐ Facsimile
☐ AIRTEL

PRECEDENCE:

☐ Immediate
☐ Priority
☐ Routine

CLASSIFICATION:

☐ TOP SECRET
☐ SECRET
☐ CONFIDENTIAL
☐ UNCLAS E F T O
☐ UNCLAS

Date 1/6/86

TO: DIRECTOR, FBI
 (ATTN: LEGAL COUNSEL DIVISION, [REDACTED])

FROM: SAC, LOS ANGELES (197-376) (RUC)

SUBJECT: PETRA BARAJAS VERSUS M. KENNEDY,
 ET AL (U.S.D.C., C.D. CALIFORNIA)
 CIVIL ACTION NUMBER CV-85-6613 TJH

Re Bureau airtel to Los Angeles dated 11/29/85.

Enclosed to the Bureau are two (2) copies of the following pleadings:

1. NOTICE OF ENTRY
2. REPORT AND RECOMMENDATION ON CIVIL RIGHTS CASES
3. JUDGEMENT
4. ORDER

A review of the indices at Los Angeles located [REDACTED]

[REDACTED] contains a copy of a hand written complaint filed with United States Attorney's Office concerning a Civil Rights matter which occurred in San Diego. The United States Attorney's Office in Los Angeles declined to prosecute this matter indicating a lack of proper venue.

- 2 - Bureau (Enc.8)
 1 - San Diego (Info)
 1 - San Francisco (Info)
 1 - Los Angeles

RAS/grj
 (5)

117 MAR 25 1986

Approved: [Signature]

Transmitted

(Number)

(Time)

Per

LEGAL COUNSEL

b6
 b7C

197-6029-8
 FILE
 197-6029
 22
 4 JAN 14 1986
 [Signature]
 LEGAL COUNSEL

[redacted] reflects a complaint made by the plaintiff concerning a violation of her civil rights, by members of the San Diego Police Department. Attempts to contact complainant in person have been negative as of instant date.

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The enclosed documents documents reflect that the complainants cause of action has been dismissed by the U.S. District Court, Central District of California.

No further action being taken at Los Angeles.

PETRA BARAJAS	CASE NUMBER
PLAINTIFF(S)	CV 85-6613 WJR (JR)
VS	
EDWARD M. KENNEDY, ET AL	NOTICE OF ENTRY
DEFENDANT(S)	

You are hereby notified that Judgment adjudged that complaints &
actions are dismissed.

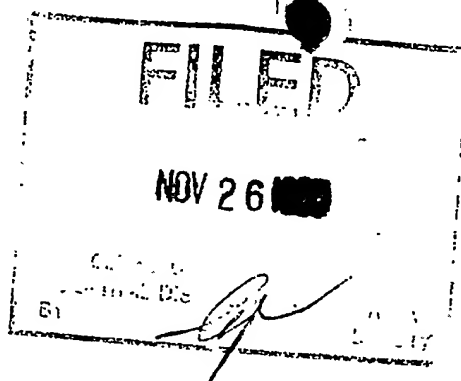
_____ in the above entitled case was entered in
the docket on November 27, 1985

You are also notified that if this case was tried and you introduced exhibits into evidence, they must be claimed at this office after the expiration of thirty days from the receipt of this notice. (After sixty days in cases in which the United States, its officers or agencies were parties) Unless they are claimed within thirty days after the expiration of the above period, they will be destroyed pursuant to Local Rule 29.2. If an appeal is taken they will, of course, be held until the Appellate Court finally determines the matter.

Exhibits which are attached to a pleading will not be destroyed but will remain as a permanent record in the case file. 197-6079-0

($\sim v \neq r$)

ENCLOSURE



UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

PETRA BARAJAS,

Plaintiff,

v.

EDWARD M. KENNEDY, et al.,
CALIFORNIA STATE GOV.UNIT,
et al.,
RICHARD PRAY, et al,

Defendants.

NOS. CV 85-6613-WJR (JR)
85-7003-WJR (JR)
85-7044-WJR (JR)

REPORT AND RECOMMENDATION ON
CIVIL RIGHTS CASES

This Report and Recommendation is submitted to the Honorable William J. Rea, United States District Judge, pursuant to the provisions of 28 U.S.C. § 636 and General Order 194 of the United States District Court for the Central District of California.

Plaintiff has filed three complaints in this Court. These complaints ramble on and on and are, for the most part, unintelligible in violation of Rule 8(a)(2) and (e)(1) of the Federal Rules of Civil Procedure. This Magistrate has carefully examined the three complaints and the basic facts appear to be as follows:

1. Plaintiff was arrested on July 30, 1980, in San Diego County for being drunk and resisting arrest.

2. The above criminal case was either dismissed or plaintiff was acquitted in October 1980.

ENCLOSURE

199-6029-8

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1 3. Plaintiff filed a Civil Rights case against the arresting
2 officers in the federal court in San Diego (the Southern District of
3 California).

4 4. The above Civil Rights case was tried in October, 1984,
5 and plaintiff lost.

6 5. Plaintiff filed the present three cases in this district
7 court in October, 1985.

8 A. CV 85-7003.

9 Plaintiff names as defendants the "California State Gov. Unit,"
10 San Diego Municipal Court Judge Curran, the City and County of
11 San Diego, and members of the San Diego sheriff's department and
12 San Diego police department. Plaintiff apparently complains about
13 her arrest on July 30, 1980, and subsequent court conduct.

14 B. CV 85-7044.

15 Plaintiff names as defendants two of her lawyers, the two
16 officers who arrested her, and several doctors who examined her
17 after her arrest on July 30, 1980. Plaintiff apparently contends
18 that these defendants did not properly report the incident and her
19 condition. As in case CV 85-7003, these events are alleged to have
20 occurred in San Diego.

21 C. CV 85-6613.

22 Plaintiff names as defendants Senators Edward Kennedy and
23 Pete Wilson, FBI Director Webster, Attorney General Meese and
24 Secretary of Treasury Baker. Most of these gentlemen were not
25 "in office" when plaintiff was arrested in 1980. Plaintiff
26 apparently complains of the treatment she received by the arresting
27 officers and the U.S. District Court in San Diego and the lack of
28 assistance given her by the defendants when she complained to them

1 after she had lost her Civil Rights case.

2 Aside from the problems of res judicata and the statute of
3 limitations, the events in cases CV 85-7003 and CV 85-7044 occurred
4 in San Diego County which is in the Southern District of California,
5 not here in the Central District. Venue, therefore, would lie in
6 the Southern District. The allegations in CV 85-6613 simply do
7 not state any cause of action.

8 The complaints are garbled, rambling and unintelligible. It
9 is obvious that the actions are utterly frivolous and wholly in-
10 substantial. This Court, thus, has no jurisdiction. Franklin v.
11 Oregon, 662 F.2d 1337, 1342 (9th Cir. 1981). No amount of amending
12 could possibly cure these defects.

13 IT IS THEREFORE RECOMMENDED that the three complaints and
14 actions be dismissed.

15 DATED: November 21, 1985.

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19 JOSEPH REICHMANN
United States Magistrate
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2 ENTERED

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4 NOV 27 1985

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6 CLERK, U.S. DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
BY DEPUTY

JS 6
NOV 26 1985

CLERK, U.S. DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
BY DEPUTY

7 UNITED STATES DISTRICT COURT
8 CENTRAL DISTRICT OF CALIFORNIA

9 PETRA BARAJAS,

10 Plaintiff,

11 v.

12 EDWARD M. KENNEDY, et al.,
13 CALIFORNIA STATE GOV. UNIT,
14 et al.,
15 RICHARD PRAY, et al.,

Defendants.

NOS. CV 85-6613-WJR (JR)
85-7003-WJR (JR)
85-7044-WJR (JR)

JUDGMENT

16 IT IS ADJUDGED that the complaints and actions in cases
17 CV 85-6613-WJR(JR), 85-7003-WJR(JR) and 85-7044-WJR(JR), are all
18 dismissed.

19 DATED: Nov. 22, 1985

20
21 *William J. Rea*
22 WILLIAM J. REA
United States District Judge
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27 NOV 27 1985

28 199-6029-8
ENCLOSURE

✓
- Requested
- MIA copy - Pys
- MIA Notes Pys
- 85-8

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FILED

NOV 26 1985

CLERK, U.S. DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA
BY *[Signature]* DEPUTY

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

PETRA BARAJAS,

Plaintiff,

v.

EDWARD M. KENNEDY, et al.,
CALIFORNIA STATE GOV. UNIT,
et al.,
RICHARD PRAY, et al.,

Defendants.

NOS. CV 85-6613-WJR (JR)
85-7003-WJR (JR)
85-7044-WJR (JR)

O R D E R

Pursuant to 28 U.S.C. § 636(b)(1)(B) and General Order 194,
attached is the Report and Recommendation of the United States
Magistrate who has reviewed the complaints filed herein.

The Court has reviewed the complaints, the files and the
attached Report and Recommendation of Magistrate Reichmann, and
concurs with and adopts the findings and conclusions stated
therein.

IT IS ORDERED that the complaints and actions are dismissed.

IT IS FURTHER ORDERED that the Clerk shall serve forthwith
a copy of this Order and the Magistrate's Report and Recommendation,
and the Judgment herein, by United States mail, on the plaintiff.

DATED: Nov. 22, 1985

William J. Rea
WILLIAM J. REA
United States District Judge

VERIFICATION OF PHYSICAL OR MENTAL INCAPACITY

COUNTY USE ONLY	
APPLICANT NAME <u>BARAJAS, PETRA</u>	
CASE NUMBER <u>09</u>	DATE OF APPLICATION <u>7-31-80</u>
CASE WORKER NUMBER <u>2722</u>	DISTRICT NUMBER

In accordance with California Food Stamp Manual Section 63-2222.3, persons who are physically or mentally incapable of engaging in gainful employment may be exempted from the food stamp work registration requirement. Any such exemption must be clearly documented by either obvious physical evidence of disability, receipt of OASDI, or by specific documentary evidence of incapacity. When properly completed, this form may furnish the requisite documentary evidence.

PART I. APPLICANT STATEMENT

PETRA BARAJAS, certify that I am incapable of engaging in gainful employment for the following reason(s): (List and describe the nature of your disability)

Illness described by physician

I further authorize the release of all information regarding my disability to the SAN DIEGO County Welfare Department.

APPLICANT SIGNATURE P. Barajas DATE Aug. 1, 1980

APPLICANT ADDRESS (number, street, city, zip) 4517 W. St. Louis Blvd Apt. 101 S.D.

PART II. STATEMENT OF PHYSICIAN OR OTHER MEDICAL AUTHORITY

NAME: Dr. J. D. Killen

TITLE: Physician

ADDRESS: 2575 Linda Vista Rd. S.D.

TELEPHONE: 577-2361

I certify that _____ is, in my professional opinion, mentally and/or physically incapable of engaging in gainful employment as a result of the following condition(s): (List and describe the nature of the disability)

Acute anxiety due to physical abuse =
whiplash and spine fracture.

Is inability to engage in gainful employment will continue:

Permanently ☐ Up to 3 months ☒ 3 to 6 months ☐ 6 months to 1 year

Other (explain) _____

SIGNATURE OF PHYSICIAN
MEDICAL AUTHORITY: Dr. J. D. Killen

DATE 8/1/80

PLEASE MAIL THIS STATEMENT
WITHIN 20 DAYS TO:

COUNTY STAMP

ORIGINAL EXH "K"
ATTCHD EXH A-7-61-

FILED
RECEIVED
NOV 19 1984
CLERK OF DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY Galambos DEPUTY

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

PETRA BARAJAS,
Plaintiff,
vs.
U.S. GOVERNMENT, et al.,
Defendant,

No. 84-2463 E (M)

DECLARATION OF SERVICE

Person served: WILLIAM FRENCH

SMITH, U.S. ATTORNEY

Date served:

NOVEMBER 16, 1984

I, The undersigned declare under penalty of perjury that I am over the age of eighteen years and not a party to this action; that I served the above-named person the following documents: NOTICE OF MOTION, MOTION FOR PARTIAL SUMMARY JUDGMENT, AFFIDAVIT, ORDER GRANTING & EXHIBITS in the following manner: (check one)

- 1) ☐ By personally delivering copies to the person served.
- 2) ☐ By leaving, during usual office hours, copies in the office of the person served with the person who apparently was in charge and thereafter mailing (by first-class mail, postage prepaid) copies to the person served at the place where the copies were left.
- 3) ☐ By leaving copies at the dwelling house, usual place of abode, or usual place of business of the person served in the presence of a competent member of the household or a person apparently in charge of his office or place of business, at least 18 years of age, who was informed of the general nature of the papers, and thereafter mailing (by firstclass mail, postage prepaid) copies to the person served at the place where the copies were left.
- 4) ☒ By placing a copy in a separate envelope, with postage fully prepaid, for each address named below and depositing each in the U. S. Mails at San Diego, California on Nov. 16, 1984.

THE WHITE HOUSE OFFICE
1600 PENNSYLVANIA AVE. N.W.
WASHINGTON, D.C. 20500

U.S. DEPARTMENT OF JUSTICE
CONSTITUTION AVE. & 10TH N.W.
WASHINGTON, D.C. 20530

1405 EYES ST. N.W.
WASHINGTON, DC. 20541
U.S. DISTRICT COURT
940 FRONT ST.
SAN DIEGO, CA 92189

Executed on NOVEMBER 16, 1984 at San Diego, California

CS ORIGINAL EXH "K"

62

Fareed S. Hambrook

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

NOV 19 1984

CLERK OF COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY *[Signature]*

PETRA BARAJAS,

Plaintiff

vs.

U.S. GOVERNMENT, ET AL,

Defendant.

No. 84-24635 (M)

DECLARATION OF SERVICE

Person served:

JUDGES OF FACTS
90 JURY CLERK
U.S. DISTRICT COURT, JURY FOREMAN
DAVID ORTIZ, ET AL, DEFENDANTS

Date served:

NOVEMBER 16, 1984

I, The undersigned declare under penalty of perjury that I am over the age of eighteen years and not a party to this action; that I served the above-named person the following documents: AFFIDAVIT, ORDER GRANTING AND MOTION FOR PARTIAL SUMMARY JUDGMENT AND EXHIBITS in the following manner: (check one)

- 1) ☐ By personally delivering copies to the person served.
- 2) ☐ By leaving, during usual office hours, copies in the office of the person served with the person who apparently was in charge and thereafter mailing (by first-class mail, postage prepaid) copies to the person served at the place where the copies were left.
- 3) ☐ By leaving copies at the dwelling house, usual place of abode, or usual place of business of the person served in the presence of a competent member of the household or a person apparently in charge of his office or place of business, at least 18 years of age, who was informed of the general nature of the papers, and thereafter mailing (by firstclass mail, postage prepaid) copies to the person served at the place where the copies were left.
- 4) ☒ By placing a copy in a separate envelope, with postage fully prepaid, for each address named below and depositing each in the U. S. Mails at San Diego, California on NOV. 16, 1984.

THE WHITE HOUSE OFFICE
1600 PENNSYLVANIA AVE. N.W.
WASHINGTON, D.C. 20500

U.S. DEPARTMENT OF JUSTICE
CONSTITUTION AVE. & 10TH N.W.
WASHINGTON, D.C. 20530

1405 EYES ST. N.W.
WASHINGTON, D.C. 2053
U.S. DISTRICT COURT
940 FRONT ST.
SAN DIEGO, CA 92189

Executed on NOVEMBER 16, 1984 at San Diego, California

ORIGINAL EXHIBIT

63
[Signature]

mc484

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

NOV 19 1984

CLERK OF DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
BY *[Signature]*

PETRA BARAJAS,

Plaintiff

vs.

U.S. GOVERNMENT, ET AL.,

Defendant,

No. 84-2435 (M)

DECLARATION OF SERVICE

Person served: V.S. DRUG ENFORCE-
MENT ADMINISTRATION

Date served:

NOVEMBER 16, 1984

I, The undersigned declare under penalty of perjury that I am over the age of eighteen years and not a party to this action; that I served the above-named person the following documents: AFFIDAVIT, ORDER GRANTING, NOTICE OF

MOTION AND MOTION FOR PARTIAL SUMMARY JUDGMENT & EXHIBITS in the following manner: (check one)

- 1) ☐ By personally delivering copies to the person served.
- 2) ☐ By leaving, during usual office hours, copies in the office of the person served with the person who apparently was in charge and thereafter mailing (by first-class mail, postage prepaid) copies to the person served at the place where the copies were left.
- 3) ☐ By leaving copies at the dwelling house, usual place of abode, or usual place of business of the person served in the presence of a competent member of the household or a person apparently in charge of his office or place of business, at least 18 years of age, who was informed of the general nature of the papers, and thereafter mailing (by firstclass mail, postage prepaid) copies to the person served at the place where the copies were left.
- 4) ☒ By placing a copy in a separate envelope, with postage fully prepaid, for each address named below and depositing each in the U. S. Mails at San Diego, California on NOV. 16, 1984.

THE WHITE HOUSE OFFICE
1600 PENNSYLVANIA AVE. N.W.
WASHINGTON, D.C. 20500

U.S. DEPARTMENT OF JUSTICE
CONSTITUTION AVE. & 10TH N.W.
WASHINGTON, D.C. 20530

1405 EYES ST. N.W.
WASHINGTON, D.C. 2053
U.S. DISTRICT COURT
940 FRONT ST.
SAN DIEGO, CA 92189

Executed on NOVEMBER 16, 1984 at San Diego, California

CP

ORIGINAL EXHIBIT 11

64
[Signature]

FILED
ENTERED
LOGGED
NOV 19 1984

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

CLERK OF DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA
SAN DIEGO, CALIF.

PETRA BARAJAS,
Plaintiff,
vs.
U.S. GOVERNMENT, ET AL.,
Defendant,

No. 84-2463 B (M)

DECLARATION OF SERVICE

Person served: RONALD REAGAN,
PRESIDENT,

Date served:

NOVEMBER 16, 1984

I, The undersigned declare under penalty of perjury that I am over the age of eighteen years and not a party to this action; that I served the above-named person the following documents: AFFIDAVIT, ORDER GRANTING, NOTICE OF

Motion and Motion For Partial Summary Judgment & Exhibits in the following manner: (check one)

- 1) ☐ By personally delivering copies to the person served.
- 2) ☐ By leaving, during usual office hours, copies in the office of the person served with the person who apparently was in charge and thereafter mailing (by first-class mail, postage prepaid) copies to the person served at the place where the copies were left.
- 3) ☐ By leaving copies at the dwelling house, usual place of abode, or usual place of business of the person served in the presence of a competent member of the household or a person apparently in charge of his office or place of business, at least 18 years of age, who was informed of the general nature of the papers, and thereafter mailing (by firstclass mail, postage prepaid) copies to the person served at the place where the copies were left.
- 4) ☒ By placing a copy in a separate envelope, with postage fully prepaid, for each address named below and depositing each in the U. S. Mails at San Diego, California on NOV 16, 1984.

THE WHITE HOUSE OFFICE
1600 PENNSYLVANIA AVE. N.W.
WASHINGTON, D.C. 20500

U.S. DEPARTMENT OF JUSTICE
CONSTITUTION AVE. & 10TH N.W.
WASHINGTON, D.C. 20530

1405 EYES ST. N.W.
WASHINGTON, D.C. 20537
U.S. DISTRICT COURT
940 FRONT ST.
SAN DIEGO, CA 92189

Executed on NOVEMBER 16, 1984 at San Diego, California

✓ ORIGINAL EXHIBIT "K"

65
Farrell D. Chamberlain

NOTICE OF RIGHT TO CONSENT TO DISPOSITION OF A CIVIL CASE
BY A UNITED STATES MAGISTRATE.

PURSUANT TO GENERAL ORDER 194-G, NOTICE MUST BE
SERVED WITH THE SUMMONS AND COMPLAINT ON ALL DEFENDANTS.
ADDITIONAL COPIES OF THIS NOTICE HAVE BEEN PROVIDED FOR
THAT PURPOSE.

In accordance with the provisions of 28 U.S.C. §636(c), you are hereby notified that the full-time United States Magistrates of this District Court, in addition to their other duties, may, upon the consent of all parties to their civil case, conduct any and all proceedings in a civil case, including a jury or non-jury trial, and order the entry of a final judgment. Copies of appropriate consent forms for this purpose (Form number CV-11) are available from the Clerk of Court.

Your opportunity to have your case disposed of by a Magistrate is subject to the calendar requirements of the court. Accordingly, the district judge to whom your case is assigned must approve the reference of the case to a Magistrate for disposition.

You should be aware that your decision to consent, or not to consent, to the referral of your case to a United States Magistrate for disposition is entirely voluntary and should be communicated solely to the clerk of the district court by submitting form number CV-11 after it has been completed. Only if all parties to the case consent to the reference to a Magistrate will either the Judge or Magistrate to whom the case has been assigned be informed of your decision.

The parties may stipulate to the designation of a specific Magistrate to conduct all further proceedings. A space is provided on the consent form for use by parties if they desire to stipulate to a specific Magistrate.

NOTE: The parties may not stipulate to the designation of a specific Magistrate in a case which has already been assigned to a Magistrate for a report and recommendation. If the case has been so assigned, it shall remain assigned to the assigned Magistrate. (General Order 194-G, 6.6.04.01).

Any appeal from a judgment of the Magistrate shall be taken to the United States Court of Appeal in the same manner as an appeal from any other judgment of the district court in accordance with 28 U.S.C. §636(c)(3). In the alternative, in accordance with 28 U.S.C. §636(c)(4), at the time of the reference to a Magistrate, the parties may further consent to appeal on the record to a judge of the district court in the same manner as on an appeal from a judgment of the district court to a court of appeals, subject to the limitation contained in 28 U.S.C. §636(c)(5) which provides that cases appealed under 28 U.S.C. §636(c)(4) "may be reviewed by the appropriate United States Court of Appeals upon petition for leave to appeal by a party stating specific objections to the judgment."

Form number CV-11 provides an opportunity for parties to designate their election of appellate alternatives under 28 U.S.C. §636(c)(3) or 28 U.S.C. §636(c)(4).

CLERK, UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

197-6029-

FEDERAL BUREAU OF INVESTIGATION
FOIPA
DELETED PAGE INFORMATION SHEET

No Duplication Fees are charged for Deleted Page Information Sheet(s).

Total Deleted Page(s) ~ 18

Page 3 ~ Referral/Consult

Page 4 ~ Referral/Consult

Page 5 ~ Referral/Consult

Page 6 ~ Referral/Consult

Page 7 ~ Referral/Consult

Page 8 ~ Referral/Consult

Page 9 ~ Referral/Consult

Page 10 ~ Referral/Consult

Page 11 ~ Referral/Consult

Page 12 ~ Referral/Consult

Page 13 ~ Referral/Consult

Page 14 ~ Referral/Consult

Page 15 ~ Referral/Consult

Page 16 ~ Referral/Consult

Page 17 ~ Referral/Consult

Page 18 ~ Referral/Consult

Page 19 ~ Referral/Consult

Page 20 ~ Referral/Consult

(12/31/1995)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 10-26-2010 BY 60322 UC/LP/STP/KM

FEDERAL BUREAU OF INVESTIGATION

Precedence: PRIORITY

Date: 10/19/2001

To: Boston

Attn: SAC

From: Boston

C-1

Contact: SA [REDACTED]

Ext. [REDACTED]

b6
b7C

Approved By: [REDACTED]

Drafted By: [REDACTED]

kdc/jmc

Case ID #: 279C-BS-NEW (Pending)

Title: UNSUB;
SENATOR EDWARD M. KENNEDY - VICTIM;
JFK FEDERAL OFFICE BUILDING,
BOSTON, MASSACHUSETTS;
WMD THREAT - 10/18/01;
OO:BS

Synopsis: Request to open an investigation, details below.

Details: On 10/18/01, United States Senator EDWARD M. KENNEDY'S JFK Federal Office Building Office received a letter addressed to the Senator. When opened by staff of KENNEDY, the contents included a white powdery substance and a letter with the words, "FREEDOM DIES WITH YOU." The letter had a return address of [REDACTED] Boston, Massachusetts.

Members of Boston Fire HAZMAT and FBI Boston HAZMAT responded to SENATOR KENNEDY'S office and took custody of the letter and its contents. The white powdery substance was sent to the Commonwealth of Massachusetts laboratory to test for anthrax.

AUSA [REDACTED] has concurred with SSA [REDACTED] to open an investigation. FBI Boston has already been in contact with the Federal Protection Service and the Office of United States Postal Inspector.

b6
b7C

UPLOADED

WITH/TEXT

WITHOUT/TEXT

BY

DATE

10/20/01

279C-BS-89437-1

292KDL01. EC

(12/31/1995)

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 10-26-2010 BY 60322 UC/LP/STP/KM

FEDERAL BUREAU OF INVESTIGATION

Precedence: PRIORITY

Date: 10/19/2001

To: Boston

Attn: SAC

From: Boston

C-1

Contact: SA [REDACTED], Ext. [REDACTED]

b6
b7C

Approved By: [REDACTED]

Drafted By: [REDACTED]:kdc

Case ID #: 279C-BS-NEW (Pending)

Title: UNSUB;
SENATOR EDWARD M. KENNEDY - VICTIM;
JFK FEDERAL OFFICE BUILDING,
BOSTON, MASSACHUSETTS;
WMD THREAT - 11/18/01;
OO:BS

Synopsis: Request to open an investigation, details below.

Details: On 11/18/01, United States Senator EDWARD M. KENNEDY'S JFK Federal Office Building Office received a letter addressed to the Senator. When opened by staff of KENNEDY, the contents included a white powdery substance and a letter with the words, "FREEDOM DIES WITH YOU." The letter had a return address of [REDACTED] [REDACTED] Boston, Massachusetts.

Members of Boston Fire HAZMAT and FBI Boston HAZMAT responded to SENATOR KENNEDY'S office and took custody of the letter and its contents. The white powdery substance was sent to the Commonwealth of Massachusetts laboratory to test for anthrax.

b6
b7C

AUSA [REDACTED] has concurred with SSA [REDACTED] [REDACTED] to open an investigation. FBI Boston has already been in contact with the Federal Protection Service and the Office of United States Postal Inspector.

♦♦

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 10/30/2001

To: Boston

Attn:

From: Boston

CT-1

Contact: x

b6
b7C

Approved By:

Drafted By:

:jrt *R*

Case ID #: 279C-BS-89437 (Pending)

Title: JFK FEDERAL OFFICE BLDG
BOSTON, MA
WMD THREAT - 10/18/01

Synopsis: Late submission of evidence.

Details: The letter, white powder, and other materials collected in the initial response to captioned event, are late in being submitted to the evidence locker. This is due to the writer's negligence and busy schedule responding to anthrax threats.

(1B1, 2)

♦♦

(X)
R

279CBS-89437-2

303.LR.FOT.EC

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HEREIN IS UNCLASSIFIED
DATE 10-26-2010 BY 60322 UC/LP/STP/KM

LABORATORY GROSS EXAMINATION

Tracking No SLI-0204

Lab No 01B-0280

Related Lab No:

Test Date 10/18/2001

Performed By

Gross Examination of Sample

Letter with white powder

Disposition Test ☐ No ☒ Yes

Test Methods Culture

Test Results NO Bacillus anthracis found

Comments

 [\[Back \]](#)

b6
b7C

ALL INFORMATION CONTAINED

HEREIN IS UNCLASSIFIED

DATE 10-26-2010 BY 60322 UC/LP/STP/KM

Biological Threat Laboratory: Receipt of Evidence

[More Samples](#)[View Results](#)

SLI Tracking No.

SLI-0204

One SLI Tracking Number per pkg.

Submitter's ID

BT Laboratory No.

01B-0280

Sample Description
by Submitter

Letter with powder

Date of Receipt

10/18/2001

Time of Receipt

Location Where Sample Was Collected / Obtained

Location Name

Organization

Address1

Address2

City

Other City

State

MA

Zip

Contact

Telephone

Fax

Send Report To

Reported To Name

Organization

FBI

Address1

One Center Plaza

Address2

Suite 600

City

Boston

Other City

State

MA

Zip

02108

Telephone

Fax

Delivery to State Laboratory By

Delivered By

Title

Special Agent

Badge Number

Organization

FBI

Received By

Title

SLI Employee

[Update](#)[Reset](#)[Delete](#)[\[New Entry \]](#) [\[View Results \]](#)b6
b7c

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 10/30/2001

To: Boston

Attn:

From: Boston

CT-1

Contact:

b6
b7C

Approved By:

Drafted By: :jrt

Case ID #: 279C-BS-89437 (Pending) -2-

Title: JFK FEDERAL OFFICE BLDG
BOSTON, MA
WMD THREAT - 10/18/01

Synopsis: Late submission of evidence.

Details: The letter, white powder, and other materials collected in the initial response to captioned event, are late in being submitted to the evidence locker. This is due to the writer's negligence and busy schedule responding to anthrax threats.

♦♦

FBI EVIDENCE DATA-LOADING FORM

Separate forms are mandatory for evidence seized on different dates, at different locations; by different individuals, for different types of evidence.

Type of Evidence being submitted: <input checked="" type="checkbox"/> General Evidence <input type="checkbox"/> Firearms <input type="checkbox"/> Valuable Evidence <input type="checkbox"/> FGJ <input type="checkbox"/> Drug Evidence <input type="checkbox"/> CART		Warning - special handling <input type="checkbox"/> Body Fluids <input type="checkbox"/> Other <input type="checkbox"/> Whole Blood <input type="checkbox"/> HAZMAT <input type="checkbox"/> Refrigeration <input type="checkbox"/> Enviro.	
Case ID: 279C-B5-89437		Title and Character of Case: JFK Federal Office Bldg WMD Threat - 10/18/01	
Person Acquiring Evidence: [Redacted]		Date Acquired: 10-18-01	Time Acquired: 12:30 pm
Source from which evidence acquired: [Person's name/job title/company/address] [Redacted] Boston Fire Dept. Hazmat Team			
Anticipated Disposition Date: unk.		Forfeiture Potential: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No	Federal Taxpayer Information: <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
Sealed By: [printed name]		Witnessed By: [printed name]	
Estimated Dollar Value: 0		Total Drug Package Weight:	
Complete Description of Evidence: (Please Print)			

b6
b7c

① One envelope (plastic) containing original letter and envelope addressed to The Honorable Edward Kennedy, 2400 The Federal Building, Boston. Return address: [Redacted] Boston, MA 02117.

② Sealed plastic envelope with white powder that was enclosed in the above captioned letter addressed to Sen Kennedy. White powder tested negative for Bacillus anthracis. Copy of report attached.

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 10-30-01

On October 18, 2001, SA [] responded to the report of a threatening letter with white powder at Senator Kennedy's office, JFK Federal Building, Boston, Massachusetts. Federal protective Service officer [] telephone [] was the responding officer. Boston Fire Department Hazardous Materials Officer [] bagged the letter and other contaminated materials and gave them to SA [] SA [] then transported the bagged materials to the Massachusetts State Health Laboratory for analysis. The materials were left in the Laboratory's possession, pending analysis.

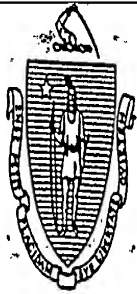
b6
b7c

303 JRT04.302

Investigation on 10-18-01 at Boston, MAFile # 279C-BS-89437Date dictated 10-30-01

by [] :jrt

279C-BS-89437-4



The Commonwealth of Massachusetts
Executive Office of Health and Human Services
Department of Public Health
State Laboratory Institute
305 South Street, Jamaica Plain, MA 02130
(617) 983-6200

Appendix A: Biological Threat Laboratory
Guidelines for Documentation of Evidence
Receipt and Chain of Custody

SLI Tracking #

SLI-0204

One SLI Tracking # Per Package

Biological Threat Laboratory: Receipt of Evidence

Submitter Incident Identifier (1):

BT Laboratory Number(s):

Sample Description by Submitter:

Loose powder

Date of Receipt: *10-18-01*

Time of Receipt:

Submitted by:

Location Where Sample Was Obtained (If Different From Submitter):

Printed Name:

Signature:

Contact Name:

Title:

Organization:

Badge Number:

Address:

Organization:

Address:

Telephone:

Fax:

Telephone:

Received By:

Printed Name:

Signature:

Revised: 10/18/01

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DATE 10-26-2010 BY 60322 UC/LP/STP/KM

Boston Herald
10/17/01

Ted K's Hub office gets anthrax scare

By DAVE WEDGE

Twelve members of Sen. Edward Kennedy's staff were hospitalized yesterday after an employee opened a suspicious envelope containing white powder — one of dozens of similar anthrax scares across the Hub.

A receptionist working in Kennedy's office on the 24th floor of the John F. Kennedy Building on Cambridge Street opened a plain white envelope and spilled some white powder. The envelope had no return address and included a letter but no one in Kennedy's office read it because they all fled the building, a source said. The envelope was sent to the FBI.

Initial tests on the powder showed no traces of anthrax but more testing was being done last night. The 12 employees were decontaminated but none were treated or tested for the deadly bacteria, officials said.

After an anthrax-laden letter was sent to Sen. Tom Daschle's office in

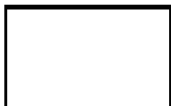
Washington this week, all senators — including Kennedy — stopped accepting mail at the Capitol. Kennedy continued to accept mail at his Boston office but stopped yesterday after the scare.

"I'm concerned about the incident," Kennedy said. "Obviously, I'm very concerned about the safety of all the members of my staff, and anyone else in the building who may possibly have been exposed."

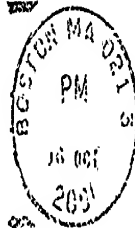
He added that emergency precautions put in place after the Daschle incident were followed.

The scare was one of dozens across the city yesterday that had emergency workers and hazardous materials crews working nonstop. The incidents come a day after authorities called for new laws and vigilant prosecution that could land bioterror jokesters in jail.

Officials say so far, there have been no confirmed anthrax mailings in New England since dozens were exposed to the agent in Florida, New York and Washington, D.C.



Boston MA 02117



b6
b7C

The Honorable Edward Kennedy
2400 JFK Federal Building
Boston MA 02113

02203+0093 

Freedom

006

WIXO

Source: [All Sources](#) > [People, Business & Asset Locators](#) > ALLFND Combined Person and Business Locator
Files **1**

Terms: 13 upland and boston and ma ([Edit Search](#))

☒ Select for FOCUS™ or Delivery

☐

* * * THIS DATA IS FOR INFORMATIONAL PURPOSES ONLY * * *

PERSON LOCATOR: P-FIND

Resident(s) Approximate Birth Date

(MALE)

(MALE)

Address: BOSTON, MA 02124-2148

Telephone Number:

b6
b7c

On File Since: 11/22/1995

Date Vendor Record Last Updated: 8/17/2001

Approximate Head of Household (HOH) Birth Date:

Approximate Secondary Occupant Birth Date:

Source: [All Sources](#) > [People, Business & Asset Locators](#) > ALLFND Combined Person and Business Locator
Files **1**

Terms: 13 upland and boston and ma ([Edit Search](#))

View: Full

Date/Time: Thursday, November 8, 2001 - 8:43 AM EST

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DATE 10-26-2010 BY 60322 UC/LP/STP/KM



< Back

SEND TO PRINTER

Print Option

BOSTON, MA, 02117, US



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DATE 10-26-2010 BY 60322 UC/LP/STP/KM

OFFENSE/INCIDENT REPORT				1. TYPE				REPORT CONTROL							
INSTRUCTIONS ARE PRINTED SEPARATELY. IF ADDITIONAL SPACE IS NEEDED, USE REVERSE OF FORM, IDENTIFY ITEMS				<input checked="" type="checkbox"/> a. ORIGINAL <input type="checkbox"/> b. CONTINUATION <input type="checkbox"/> c. SUPPLEMENT OR FOLLOW-UP				SYMBOL PB-126-1							
2. CODE NO. 1926		2a. SORT N/A		3. TYPE OF OFFENSE OR INCIDENT Response to Suspicious Package(Letter w/ unknown substance)				4. CASE CONTROL NO. 011101639J1							
5. BUILDING NO. MA0131ZZ		6. ADDRESS John F. Kennedy Federal Bldg. Sudbury Street Boston, Ma.													
7. NAME OF AGENCY/BUREAU Senate		8. AGENCY/BUREAU CODE 0019		9. SPECIFIC LOCATION Rm 2400 Receptionist Desk				10. LOCATION 24OTOF							
11. DATE/TIME OF OFFENSE/INCIDENT 10/18/01 10:36		12. DAY Th		13. DATE/TIME REPORTED 10/18/01 10:36		14. DAY Th		15. JURISDICTION (X)							
								<input type="checkbox"/> 1 EXCLUSIVE							
								<input type="checkbox"/> 2 CONCURRENT							
								<input type="checkbox"/> 3 PARTIAL							
								<input checked="" type="checkbox"/> 4 PROPRIETARY							
16. NO. DEMONSTRATORS N/A		17. NO. EVACUATED		a. TIME START		b. TIME END									
ID CODE (a)		NAME AND ADDRESS (b)				AGE (c)		SEX (d)		RACE (e)		INJURY CODE (f)		TELEPHONE (g)	
PERSONS INVOLVED RP1		Last Name, First, Middle Initial												HOME	
		Number, Street, Apt. No., City, State												BUSINESS	
		John F. Kennedy Federal Bldg. Rm 2400													
		Last Name, First, Middle Initial												HOME	
		Number, Street, Apt. No., City, State												BUSINESS	
19. a. STATUS		b. YEAR		c. MAKE		d. MODEL		e. COLOR (Top/Bottom)		f. IDENTIFYING CHARACTERISTICS					
<input type="checkbox"/> STOLEN <input type="checkbox"/> SUSPECT <input type="checkbox"/> GOVT <input type="checkbox"/> PERSONAL <input type="checkbox"/> VANDALIZED <input type="checkbox"/> RECOVERED				g. REGISTRATION		YEAR STATE		TAG NO.		h. VIN		i. VALUE			
20. a. NAME OF ITEM		b. QUANTITY		c. OWNERSHIP		d. BRAND NAME									
e. SERIAL NO.		f. COLOR		g. MODEL											
h. VALUE		i. UNUSUAL OR UNIQUE FEATURES													
j. PROPERTY WAS		k. STATUS OF PROPERTY		l. MISSING		m. PARTIAL RECOVERY		VALUE RECOVERED							
<input type="checkbox"/> SECURED <input type="checkbox"/> UNSECURED		<input type="checkbox"/> RECOVERED		<input type="checkbox"/> MISSING		<input type="checkbox"/> PARTIAL RECOVERY									
n. NAME OF ITEM		o. QUANTITY		p. OWNERSHIP		q. BRAND NAME									
r. SERIAL NO.		s. COLOR		t. MODEL											
u. VALUE		v. UNUSUAL OR UNIQUE FEATURES													
w. PROPERTY WAS		x. STATUS OF PROPERTY		y. MISSING		z. PARTIAL RECOVERY		VALUE RECOVERED							
<input type="checkbox"/> SECURED <input type="checkbox"/> UNSECURED		<input type="checkbox"/> RECOVERED		<input type="checkbox"/> MISSING		<input type="checkbox"/> PARTIAL RECOVERY									
21. NARRATIVE (If additional space is needed, use reverse of this form)															
At the above time and location Officers [redacted] and Captain [redacted] responded to the Senator's Office for a report of a white substance in a delivered letter through the mail. On arrival we spoke to [redacted] and [redacted] stated that she opened an envelope at the reception desk and a white powdery substance spilled on the desk and her shoe and pants. She immediately dropped the envelope and left the area. [redacted] was also at the desk at the time the letter was opened. All employees in the office washed hands and left the area to meet with EMS. Officer [redacted] and Captain [redacted] inspected the envelope															
22. NOTIFICATION		TIME		23. EVIDENCE		TAG NO.		a. TYPE		b. WHERE STORED					
a. OTHER POLICE		NOTIFIED ARRIVED		YES X NO											
1040		1048													
b. FIRE DEPT.		1040 1048		24. ATTACHMENTS		a. CONTINUATION SHEET		d. STATEMENT(S)		f. OTHER ATTACHMENTS (Specify)					
1040 1055				(Mark "X" where applicable)		b. GSA FORM 3157		e. SUPPLEMENTAL		Employee names in office					
c. AMBULANCE		1040 1045		25. SUSPECT STATUS		a. GOV. CONTRACT		e. N/A		26. DISPOSITION OF SUSPECT					
d. BUILDING		1043 1045		NOT IDENTIFIED		d. NON-GOV.		X		a. ARRESTED					
e. OTHER (Specify)				b. GOV. EMPLOYEE		c. EMPLOYEE		b. NOT ARRESTED		c. CITATION ISSUED					
								d. RELEASED		X e. N/A					
NOTE: Complete GSA Form 3157 when there is a Suspect, Att. Burglary, Burglary, Att. Robbery, Robbery or a Weapon is used.															
27. TIME		a. RECEIVED		b. ARRIVED		c. RETURNED TO SERVICE		28a. REVIEWED BY - NAME (Printed) AND SIGNATURE							
1036 1038 1300								X FPS [redacted] LT							
29a. BADGE		b. NAME (Printed) AND SIGNATURE		c. DATE		d. OTHER (Specify)		e. CG		b. DATE					
496				10/18/01						10/18/01					
30. CASE REFERRED		a. FPS SA		c. STATE POLICE		e. IG		31. CASE		32a. APPROVING OFFICIALS NAME (Printed) AND SIGNATURE					
TO		b. LOCAL POLICE		d. FBI		f. N/A		a. OPEN		b. DATE					
								b. CLOSED		10/18/01					
								c. UNFOUNDED							
33. INVESTIGATOR STATUS		a. CASE #		c. SUSPECT DEVELOPED		e. ENTERED NOIC		f. PROPERTY RECOVERED		h. CLEAR		i. REFERRED			
				d. SUSPECT ARRESTED		f. YES NO		g. VALUE		j. YES NO N/A		k. DATE			

GENERAL SERVICES ADMINISTRATION

GSA FORM 3155- (REV. 7-83)

OPEN

OFFENSE/INCIDENT REPORT

INSTRUCTIONS ARE PRINTED SEPARATELY. IF ADDITIONAL SPACE IS NEEDED, USE REVERSE OF FORM; IDENTIFY ITEM.

1. TYPE

☐

a. ORIGINAL

☒

b. CONTINUATION

☐c. SUPPLEMENT
OR FOLLOW-UP

REPORT CONTROL

SYMBOL

PB-126-1

2. CODE NO.

1926

7. NAME OF AGENCY/BUREAU

Senate

3. TYPE OF OFFENSE OR INCIDENT

Suspicious Package (Letter w/ unknown substance)

4. CASE CONTROL NO.

011101639J1

5. BUILDING NO.

MA0131ZZ

6. ADDRESS

John F. Kennedy Federal Bldg. Boston, Ma.

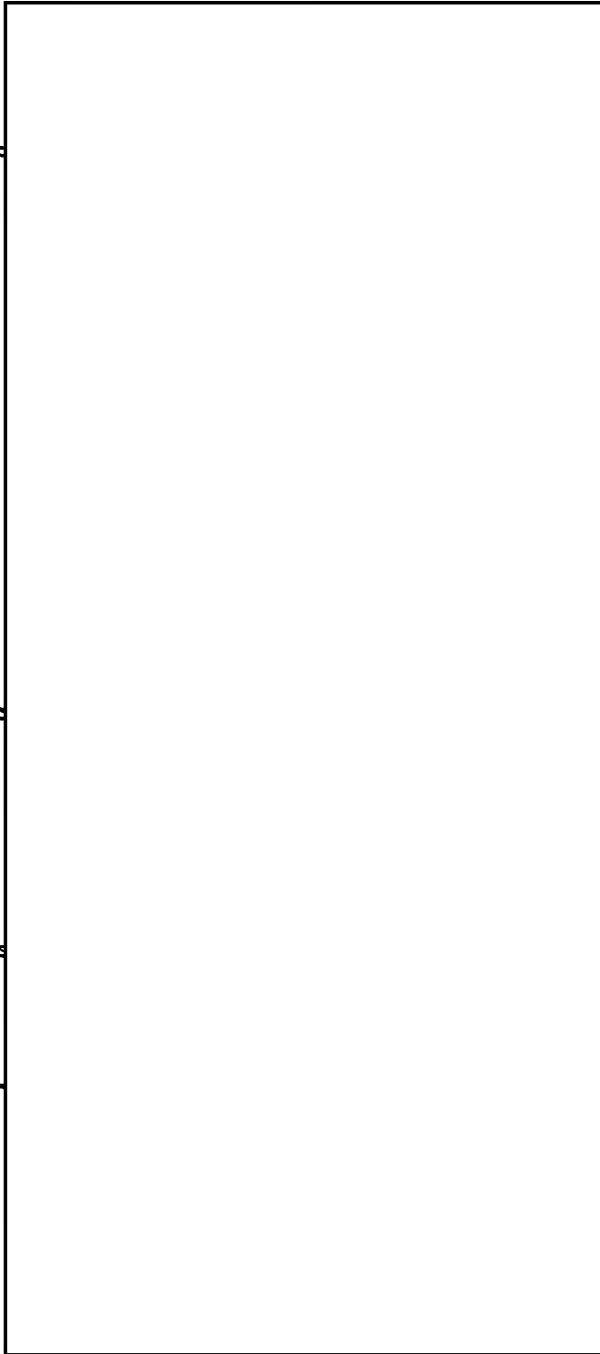
which was on the desk covered with a newspaper. There was a small amount of unknown white powder on the desk and in the envelope. At this time control center was notified to contact Hazmat and Boston Fire Department. Area was sealed off and the names of all employees in the immediate area were taken. Bm was also notified. At 10:48 Boston Fire arrived on site and Boston Special Operations team to inspect the substance. The daycare center was notified of the situation and did not evacuate. At 11:23 the HVAC system for the area was shut down by the BM per Captain [REDACTED]. At 11:35 the Hazmat team determined that there was a threatening letter in the envelope along with the substance. The FBI responded and information was turned over to Special Agent [REDACTED] for investigation. Hazmat team reported that the preliminary test on substance were negative and they decontaminated area and secured the evidence. All evidence was turned over to the FBI for transport to lab for further testing. All units cleared the area at 11:50 and the office was secured. The office will be closed until results are provided by the lab. HHS employees that are on the same floor were briefed by FPS and manager decided to let employees leave for the day. Lt. [REDACTED] spoke to the [REDACTED] with the Postal Service in the building about the delivery of the letter. He stated that he had brought up 20 pieces of mail to the Senator's office and the office employee rejected 7 pieces of the mail and the one in question was not rejected. The envelope was white and the return address was marked with [REDACTED] Boston, Ma. It was addressed to The Honorable Senator Kennedy and there were no other marks on the envelope. FPS control center conducted a NCIC check on the individual and no matching record was found. Case turned over to the FBI. Lab results will be returned later in the evening or by tomorrow. No other information at this time. End of report.

Officer [REDACTED]

Badge #496

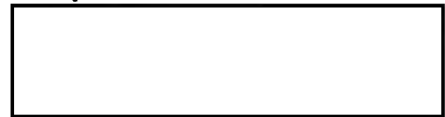
10/18/01

OPEN



b6
b7C

cell :



- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 11/16/01

On 11/14/01, [REDACTED] DOB [REDACTED] was interviewed at his residence, [REDACTED] Dorchester, Massachusetts, telephone [REDACTED]. After being advised the identity of the interviewing agents and the purpose of the interview, [REDACTED] provided the following information:

[REDACTED] is currently employed by STAPLES Headquarters in Framingham as a [REDACTED]. [REDACTED] previous employer was purchased by STAPLES a few years back and he has worked for STAPLES since the acquisition. [REDACTED] purchased [REDACTED] a single family residence, in 1986 along with his friend [REDACTED]. [REDACTED] no longer resides with [REDACTED] at [REDACTED] and is currently living in Quincy (MA).

[REDACTED] was questioned regarding an anthrax threat letter addressed to SENATOR EDWARD M. KENNEDY at the JFK Federal Building and opened by KENNEDY'S staff on 10/18/01. [REDACTED] advised he had no knowledge of any such letter being sent to KENNEDY. However, he did recall reading in the news about a similar threat being received by US Representative PATRICK KENNEDY (RI).

b6
b7c

[REDACTED] was then shown a copy of the envelope and letter sent to SENATOR KENNEDY. The envelope had a return address of [REDACTED] Boston, MA, 02117. [REDACTED] advised he did not know anyone by the name of [REDACTED]. In addition, the zipcode for [REDACTED] is 02124 and not 12117. [REDACTED] said he thought there might be another [REDACTED] in Boston because he occasionally receives mail addressed to that location.

[REDACTED] could not think of anyone who was angry with him who might have used his address for such a threat. [REDACTED] is a fan of KENNEDY and has voted for him during every election. [REDACTED] has a brother, [REDACTED] that has been in and out trouble with the law for many years. However, he said his brother lives in Bedford (MA) and the writing on the letter did not at all resemble that of his brother's.

Investigation on 11/14/01 at Boston, MAFile # 279C-BS-89437 8 Date dictated 11/16/01by SA [REDACTED] Federal Protective Service
SA [REDACTED] :kdc

ALL INFORMATION CONTAINED
HEREIN IS UNCLASSIFIED
DATE 10-26-2010 BY 60322 UC/LP/STP/KM

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 10-30-01

On October 29, 2001, SA [] regained possession of the threat letter and powder sent to the JFK building, from the Massachusetts State Health Laboratory, 305 South Street, Boston, Massachusetts. The analysis showed no anthrax spores, with a written report to follow.

b6
b7c

279C-BS-89437-9
UPLOADED

WITH/TEXT _____
WITH/TEXT _____
BY Mr. P.
DATE 1/8/02

Investigation on 10-29-01 at Boston, MAFile # 279C-BS-89437 Date dictated 10-30-01by [] jrt W

This document contains neither recommendations nor conclusions of the FBI. It is the property of the FBI and is loaned to your agency; it and its contents are not to be distributed outside your agency.

303 JK705.302

- 1 -

FEDERAL BUREAU OF INVESTIGATION

Date of transcription 11/05/01

On 11/01/01, [redacted] DOB [redacted]
[redacted] Boston, Massachusetts, telephone
number [redacted] was interviewed. [redacted] was interviewed at
her place of employment, the Boston Office of United States
Senator Edward M. Kennedy, 24th Floor, JFK Federal Building.
Also present during the interview was Senator Kennedy's [redacted]
[redacted], and SA [redacted] Federal
Protective Services (FPS). After being advised the identity of
the interviewing agent and the purpose of the interview, [redacted]
provided the following information:

[redacted] has been employed as a receptionist at Senator
Kennedy's Boston Office since April 2000. [redacted] job duties
include greeting walk-in visitors, answering the telephone and
opening the mail.

On the morning of 10/18/01, at approximately 10:15
a.m., [redacted] started opening the day's mail. When opening the
mail, [redacted] normally sorts it by staff member prior to opening
it. However, on 10/18/01, she was busy and did not have the time
to sort by staff member. Upon opening an envelope addressed to
Senator Kennedy (later identified having a return address of [redacted]
[redacted] Boston, Massachusetts) a white
powdery substance spilled out. [redacted], who was wearing gloves,
dropped the letter and left the area. [redacted] could not recall
anything about the envelope or its contents except the white
powdery substance that spilled out.

[redacted] advised that she was not feeling well and asked
if she should be tested for the anthrax virus. SA [redacted]
advised [redacted] that the white powdery substance tested negative
for anthrax and to consult her physician.

279C-BS-89437-10
UPLOADED
WITH/TEXT
WITHOUT/TEXT
BY M.P.
DATE 11/8/02

Investigation on 11/01/01 at Boston, MAFile # 279C-BS-89437Date dictated 11/05/01by SA [redacted] :kdc

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 11/16/2005

To: Boston

From: Boston

C-1

Contact: [REDACTED]

Approved By: [REDACTED] *sf*

Drafted By: [REDACTED]

jtf

b6
b7c

Case ID #: 279B-BS-89437 (Closed)

Title: JFK FEDERAL BUILDING
BOSTON, MASS;
WMD - THREAT- 10/18/01

Synopsis: Close case.

Details: The USAO has determined there is no prosecutorial
merit to the captioned investigation and as a result this
matter is considered closed.

♦♦

sf

Close Case
C-11/16/05-C58

close 11/16/05-B. JTF
279B-BS-89437-12

File Copy

(Rev. 01-31-2003)

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 01/20/2006

To: Boston

Attn: ECT

From: Boston

Squad C-1

Contact: SA

Ext.

Approved By:

Drafted By:

:kdc

Case ID #: 279B-BS-89437 (Closed)

Title: DISPOSITION OF EVIDENCE

Synopsis: Retention of evidence.

Details: Attached to this EC is a Closed Case Pending
Evidence report currently maintained in the ECR.

The case agent requests that the ECT/AECT retain
evidence from Closed case as indicated below until January
2008:

<u>File Number</u>	<u>1B Number/Barcode Number</u>	<u>Disposition</u>
279B-BS-89437	1B1/E02098032	Retain
279B-BS-89437	1B2/E02098033	Retain

♦♦

279B-BS-89437-13
020 KDCI.EC

~~SECRET~~

01/09/06
09:20:59

Closed Cases with pending Collected Items:
01/01/2004 thru 01/08/2006
Collected Item Type: All
Category Type: 1B

ICMIPR06
Page 33

Case Squad: C1 Case Agent: [REDACTED] Closed: 11/22/05
Case Number: 2798-BS-89437 Title: KENNEDY, EDWARD, M

Cat/Num	Acquired	Type	Barcode	Anticipated Disposition and Date	Contributor/Description
---------	----------	------	---------	----------------------------------	-------------------------

181	10/18/2001	G	E02098032		
-----	------------	---	-----------	--	--

[REDACTED] - BOSTON FIRE DEPT. HAZMAT TEAM
ONE (1) ENVELOPE (PLASTIC) CONTAINING AN ORIGINAL LETTER AND
ENVELOPE ADDRESSED TO "THE HONORABLE EDWARD KENNEDY, 2400
JFK FEDERAL BUILDING, BOSTON". RETURN ADDRESS [REDACTED]
[REDACTED] BOSTON, MA. 02117"

b6
b7C

182	10/18/2001	G	E02098033		
-----	------------	---	-----------	--	--

[REDACTED] - BOSTON FIRE DEPT. HAZMAT TEAM
SEALED PLASTIC ENVELOPE WITH WHITE POWDER THAT WAS ENCLOSED
IN AN ENVELOPE ADDRESSED TO "THE HONORABLE EDWARD KENNEDY"
THE WHITE POWDER TESTED NEGATIVE FOR BACILLUS ANTHRACIS. A
COPY OF THE REPORT IS ATTACHED

~~SECRET~~

FEDERAL BUREAU OF INVESTIGATION

Precedence: ROUTINE

Date: 05/09/2008

To: Boston

Attn: ECT

Evidence Control Room

From: Boston

Squad C-1

Contact: SA

Ext.

Approved By:

Drafted By:

:drs

Case ID #: 279B-BS-89437 (Closed)

b6
b7C

Title: UNSUB;

SENATOR EDWARD M. KENNEDY - VICTIM;
JFK FEDERAL OFFICE BUILDING,
BOSTON, MASSACHUSETTS;
WMD THREAT - 10/18/01;
OO:BS

Synopsis: Destruction of closed case evidence.

Details: Attached to this EC is a Closed Case Pending Evidence report currently maintained in the Evidence Control Room (ECR).

The case agent, SSA [REDACTED], has requested that the ECT destroy the closed case evidence referenced below:

<u>File Number</u>	<u>1B Number/Barcode Number</u>	<u>Disposition</u>
279B-BS-89437	1B1/E02098032	Destroy
279B-BS-89437	1B2/E02098033	Destroy

♦♦

279B-BS-89437-14
130 drs 01. EC.wpd

1A Envelope

b6
b7C

Case ID: 279B-BS-89437

! BS 1 ! ORIGINAL NOTES RE INTERVIEW OF [REDACTED] DOB [REDACTED] !

! BS 2 ! ORIG. EVIDENCE PACKAGE COPY OF FD-192 - 1B1 & 1B2 DESTROYED !
! ON 5/12/08 (EC DTD 5/9/08, SER 14) !

(File No.) _____

U

Universal Case File Number 279C-B3 - 89437 1A.1

Field Office Acquiring Evidence Boston

Serial # of Originating Document _____

Date Received 11/14/01

From _____
(Name of Contributor)

(Address of Contributor)

By _____
(Name of Special Agent) y and State)

To Be Returned ☐ Yes ☒ No

Receipt Given ☐ Yes ☒ No

Grand Jury Material - Disseminate Only Pursuant to Rule 6 (e)

Federal Rules of Criminal Procedure

☐ Yes ☒ No

Title: UNSUB

SENATOR EDWARD M. KENNEDY - VICTIM
JFK FEDERAL OFFICE BUILDING
BOSTON, MA
WMD THREAT - 11/14/01
- OO: BS

Reference: _____
(Communication Enclosing Material)

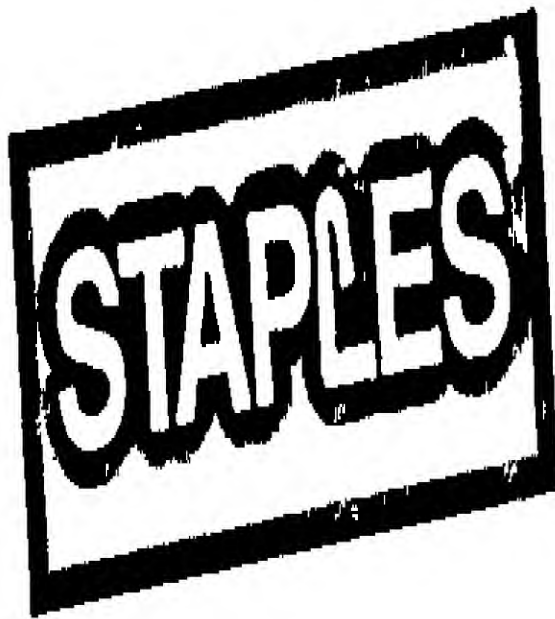
Description: ☒ Original notes re interview of

DOBS



Wholesalers

& Furniture



Staples®

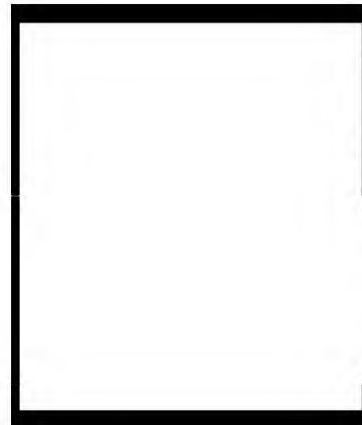
Contract and Commercial

500 Staples Drive

Framingham, MA 01702

b6

b7C



Tel.

Fax

staples.com

11/14/01

[redacted]

Dorchester,

Stykes Corp. HR in Arlington

work [redacted]

[redacted]

Quincy

b6
b7C

[redacted]

Waltham

- not aware of anyone w/ name [redacted]
- have computer - never printed
- not aware of anyone w/ ~~problems~~
- has brother [redacted] who has had problems w/ Law and has been in and
- always voted for Kennedy

out of jail
but it is not
his work

Massachusetts

CORI IMAGE

Date of Birth

M
Sex

5'05"
Height

Number

Social Security Number

b6
b7C

07-08-1998
Image Date:

10-19-2001
Printing Date:

Mailing Address:

DORCHESTER, MA 02124-2148

Residential Address:

DORCHESTER, MA 02124-2148

1A2

FD-340 (Rev. 4-11-03)

File Number 279C-BS-89437

Field Office Acquiring Evidence BS

Serial # of Originating Document _____

Date Received 5/12/08

From _____
(Name of Contributor/Interviewee)

(Address)

(City and State)

By

To Be Returned ☐ Yes ☐ No

Receipt Given ☐ Yes ☐ No

Grand Jury Material - Disseminate Only Pursuant to Rule 6 (e)
Federal Rules of Criminal Procedure

☐ Yes ☐ No

Federal Taxpayer Information (FTI)

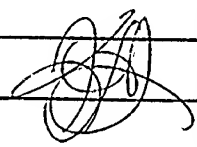
☐ Yes ☐ No

Title: Kennedy, Edward, M
WMD Threat - JFK Building

Reference: EC dtd 5/9/08, ser 14
(Communication Enclosing Material)

Description: ☒ Original notes re interview of

Evidence package copy of FD-192 -
1B1 + 1B2 destroyed on 5/12/08



b6
b7C

11/05/01
11:15:30

FD-192

ICMIPR01
Page 1

Title and Character of Case:

KENNEDY, EDWARD, M
-

Date Property Acquired: 10/18/2001 Source from which Property Acquired:
[REDACTED] - BOSTON FIRE DEPT. HAZMAT TEAM

b6
b7c

Anticipated Disposition: Acquired By:

Case Agent:

Description of Property:
1B 1

Date Entered

ONE (1) ENVELOPE (PLASTIC) CONTAINING AN ORIGINAL LETTER AND
ENVELOPE ADDRESSED TO "THE HONORABLE EDWARD KENNEDY, 2400
JFK FEDERAL BUILDING, BOSTON". RETURN ADDRESS [REDACTED]
[REDACTED], BOSTON, MA. 02117"

Barcode: E02098032

Location: ECR

U7

11/05/2001

PACKAGE COPY

Case Number: 279C-BS-89437
Owning Office: BOSTON

Case ID 279C-B5-89437

Date Time

Accepted By: [redacted]
Reason: Collected

1B1
[signature]

10-18-01
12:30 pm
10-20-01
12:00 pm

Accepted By: SA [redacted]
Reason: Custody

Accepted By: [redacted]
Reason: [redacted]

11/5/01 9:13 AM

Accepted By: [redacted]
Reason: Reviewed

11/14/01 11:35 AM

Accepted By: [redacted]
Reason: [redacted]

11/14/01 3:03 PM

Accepted By: [redacted]
Reason: [redacted]

5/12/08 1:00 pm

Accepted By:
Reason:

10/28/08 (EC did 5/9/08)

Accepted By:
Reason:

Accepted By:
Reason:

Accepted By:
Reason:

Accepted By:
Reason:

Accepted By:
Reason:

Accepted By:
Reason:

Accepted By:
Reason:

Accepted By:
Reason:

Accepted By:
Reason:

Accepted By:
Reason:

Accepted By:
Reason:

11/05/01
11:27:51

FD-192

ICMIPR01
Page 1

Title and Character of Case:

KENNEDY, EDWARD, M
-

Date Property Acquired: 10/18/2001 Source from which Property Acquired:
[REDACTED] - BOSTON FIRE DEPT. HAZMAT TEAM

b6
b7C

Anticipated Disposition: Acquired By: [REDACTED] Case Agent: [REDACTED]

Description of Property:
1B 2

Date Entered

SEALED PLASTIC ENVELOPE WITH WHITE POWDER THAT WAS ENCLOSED
IN AN ENVELOPE ADDRESSED TO "THE HONORABLE EDWARD KENNEDY"
THE WHITE POWDER TESTED NEGATIVE FOR BACILLUS ANTHRACIS. A
COPY OF THE REPORT IS ATTACHED

Barcode: E02098033

Location: ECR

U7

11/05/2001

PACKAGE COPY

Case Number: 279C-BS-89437
Owning Office: BOSTON

More Samples	View Results	SLI Tracking No. <input type="text" value="SLI-0204"/>
One SLI Tracking Number per pkg.		

Submitter's ID BT Laboratory No.

Sample Description by Submitter

Date of Receipt Time of Receipt

Location Name Organization

Address1 Address2

City Other City

State. Zip

Contact Telephone

Fax

Reported To Name Organization

Address1 Address2

City Other City

State Zip

Telephone Fax

Delivered By Title

Badge Number Organization

Received By Title

Update **Reset** **Delete**

[New Entry] [View Results]

b6
b7C

ANALYSIS OF SAMPLES

Tracking No SLI-0204

Lab No 01B-0280

Related Lab No:

Test Date 10/18/2001

Performed By

Gross Examination of Sample

Letter with white powder

Disposition Test ☐ No ☒ Yes

Test Methods Culture

Test Results NO Bacillus anthracis found

Comments

Update

Reset

[Back]

OK for
release 10/29/01
for

b6
b7C



The Commonwealth of Massachusetts
Executive Office of Health and Human Services
Department of Public Health
State Laboratory Institute
305 South Street, Jamaica Plain, MA 02130
(617) 983-6200

JANE SWIFT
GOVERNOR

ROBERT P. GITTENS
SECRETARY

HOWARD K. KOH, MD, MPH
COMMISSIONER

I, of FBI
(Company)
received: Letter with Powder
(Description of Sample)
sample number SLI-0204/01B-0280 on 10-29-01
(Date)
from the State Laboratory Institute.

b6
b7c

ID: BS14501 FBI

(Signature)

(Witness, State Laboratory
Institute Employee)

Chain of Custody FD-192

Case ID. 279C-185-89437 1B. 2.....

Accepted By: Printed Name: Signature:

Reason: Collected..... Date/Time: 10-19-01 12:30 p.m.

Accepted By: Printed Name: Signature: b6
b7C

Reason: Custody..... Date/Time: 10-30-01 12:00 p.m.

Accepted By: Printed Name: Signature:

Reason: Storage..... Date/Time: 11/5/01 9:13 AM

Accepted By: Printed Name: Signature:

Reason: Destroyed - EC dtd..... Date/Time: 5/9/08 11:51/08 1:00 pm

Accepted By: Printed Name: Signature:

Reason: Date/Time:

Accepted By: Printed Name: Signature:

Reason: Date/Time:

Accepted By: Printed Name: Signature:

Reason: Date/Time:

Accepted By: Printed Name: Signature:

Reason: Date/Time:

Accepted By: Printed Name: Signature:

Reason: Date/Time:

Accepted By: Printed Name: Signature:

Reason: Date/Time:

Weapon Rendered Safe by: Printed Name:

Signature:

Date:

11/05/01
11:15:30

FD-192

ICMIPR01
Page 1

Title and Character of Case:

KENNEDY, EDWARD, M
-

Date Property Acquired: Source from which Property Acquired:

10/18/2001

[REDACTED] - BOSTON FIRE DEPT. HAZMAT TEAM

b6
b7C

Anticipated Disposition: Acquired By:

Case Agent:

Description of Property:

Date Entered

1B 1

ONE (1) ENVELOPE (PLASTIC) CONTAINING AN ORIGINAL LETTER AND
ENVELOPE ADDRESSED TO "THE HONORABLE EDWARD KENNEDY, 2400
JFK FEDERAL BUILDING, BOSTON". RETURN ADDRESS [REDACTED]
[REDACTED], BOSTON, MA. 02117"

Barcode: E02098032

Location: ECR

U7

11/05/2001

FILE COPY

Case Number: 279C-BS-89437
Owning Office: BOSTON

R

11/05/01
11:27:51

FD-192

ICMIPR01
Page 1

Title and Character of Case:

KENNEDY, EDWARD, M
-

Date Property Acquired: 10/18/2001
Source from which Property Acquired:
[REDACTED] - BOSTON FIRE DEPT. HAZMAT TEAM

b6
b7C

Anticipated Disposition: Acquired By:

Case Agent:

Description of Property:
1B 2

Date Entered

SEALED PLASTIC ENVELOPE WITH WHITE POWDER THAT WAS ENCLOSED
IN AN ENVELOPE ADDRESSED TO "THE HONORABLE EDWARD KENNEDY"
THE WHITE POWDER TESTED NEGATIVE FOR BACILLUS ANTHRACIS. A
COPY OF THE REPORT IS ATTACHED

Barcode: E02098033

Location: ECR

U7

11/05/2001

FILE COPY

Case Number: 279C-BS-89437
Owning Office: BOSTON

More Samples	View Results	SLI Tracking No. <input type="text" value="SLI-0204"/> One SLI Tracking Number per pkg.
---------------------	---------------------	--

Submitter's ID BT Laboratory No.

Sample Description by Submitter

Date of Receipt Time of Receipt

Location Name Organization

Address1 Address2

City Other City

State Zip

Contact Telephone

Fax

Reported To Name Organization

Address1 Address2

City Other City

State Zip

Telephone Fax

Delivered By Title

Badge Number Organization

Received By Title

Update **Reset** **Delete**

[New Entry] [View Results]

b6
b7c

BODAT/BLT GROSS EXAMINATION

Tracking No SLI-0204

Lab No 01B-0280

Related Lab No:

Test Date 10/18/2001

Performed By

Gross Examination of Sample

Letter with white powder

Disposition Test ☐ No ☒ Yes

Test Methods Culture

Test Results NO Bacillus anthracis found

Comments

Update

Reset

[Back]

b6
b7C